

MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2001, AND FOR OTHER PURPOSES

JULY 19, 2001.—Ordered to be printed

Mr. YOUNG of Florida, from the committee of conference,
submitted the following

CONFERENCE REPORT

[To accompany H.R. 2216]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2216) “making supplemental appropriations for the fiscal year ending September 30, 2001, and for other purposes” having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert:

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2001, and for other purposes, namely:

TITLE I—NATIONAL SECURITY MATTERS

CHAPTER 1

DEPARTMENT OF JUSTICE

RADIATION EXPOSURE COMPENSATION

PAYMENT TO RADIATION EXPOSURE COMPENSATION TRUST FUND

For payment to the Radiation Exposure Compensation Trust Fund for approved claims, for fiscal year 2001, such sums as may be necessary.

CHAPTER 2

DEPARTMENT OF DEFENSE—MILITARY

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For an additional amount for “Military Personnel, Army”, \$164,000,000.

MILITARY PERSONNEL, NAVY

For an additional amount for “Military Personnel, Navy”, \$84,000,000.

MILITARY PERSONNEL, MARINE CORPS

For an additional amount for “Military Personnel, Marine Corps”, \$69,000,000.

MILITARY PERSONNEL, AIR FORCE

For an additional amount for “Military Personnel, Air Force”, \$119,500,000.

RESERVE PERSONNEL, ARMY

For an additional amount for “Reserve Personnel, Army”, \$52,000,000.

RESERVE PERSONNEL, AIR FORCE

For an additional amount for “Reserve Personnel, Air Force”, \$8,500,000.

NATIONAL GUARD PERSONNEL, ARMY

For an additional amount for “National Guard Personnel, Army”, \$6,000,000.

NATIONAL GUARD PERSONNEL, AIR FORCE

For an additional amount for “National Guard Personnel, Air Force”, \$12,000,000.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

For an additional amount for “Operation and Maintenance, Army”, \$792,400,000, of which \$214,000,000 shall be made available only for the repair and maintenance of real property.

OPERATION AND MAINTENANCE, NAVY

For an additional amount for “Operation and Maintenance, Navy”, \$1,024,100,000: Provided, That of the funds made available under this heading, \$10,200,000 shall remain available for obligation until September 30, 2002.

OPERATION AND MAINTENANCE, MARINE CORPS

For an additional amount for “Operation and Maintenance, Marine Corps”, \$62,000,000.

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for “Operation and Maintenance, Air Force”, \$813,800,000.

OPERATION AND MAINTENANCE, DEFENSE-WIDE

For an additional amount for “Operation and Maintenance, Defense-Wide”, \$123,250,000: Provided, That of the funds made available under this heading, \$6,800,000 shall remain available for obligation until September 30, 2002.

OPERATION AND MAINTENANCE, ARMY RESERVE

For an additional amount for “Operation and Maintenance, Army Reserve”, \$20,500,000.

OPERATION AND MAINTENANCE, NAVY RESERVE

For an additional amount for “Operation and Maintenance, Navy Reserve”, \$12,500,000.

OPERATION AND MAINTENANCE, MARINE CORPS RESERVE

For an additional amount for “Operation and Maintenance, Marine Corps Reserve”, \$1,900,000.

OPERATION AND MAINTENANCE, AIR FORCE RESERVE

For an additional amount for “Operation and Maintenance, Air Force Reserve”, \$34,000,000.

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

For an additional amount for “Operation and Maintenance, Army National Guard”, \$42,900,000.

OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

For an additional amount for “Operation and Maintenance, Air National Guard”, \$119,300,000.

PROCUREMENT

OTHER PROCUREMENT, ARMY

For an additional amount for “Other Procurement, Army”, \$7,000,000, to remain available for obligation until September 30, 2003.

SHIPBUILDING AND CONVERSION, NAVY

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Shipbuilding and Conversion, Navy”, \$297,000,000: Provided, That upon enactment of this Act, the Secretary of the Navy shall transfer such funds to the following

appropriations in the amount specified: Provided further, That the amounts transferred shall be merged with and shall be available for the same purposes and for the same time period as the appropriations to which transferred:

To:

Under the heading, "Shipbuilding and Conversion, Navy, 1995/2001":

Carrier Replacement Program, \$84,000,000;

DDG-51 Destroyer Program, \$300,000;

Under the heading, "Shipbuilding and Conversion, Navy, 1996/2001":

DDG-51 Destroyer Program, \$14,600,000;

LPD-17 Amphibious Transport Dock Ship Program, \$140,000,000;

Under the heading, "Shipbuilding and Conversion, Navy, 1997/2001":

DDG-51 Destroyer Program, \$12,600,000; and

Under the heading, "Shipbuilding and Conversion, Navy, 1998/2001":

NSSN Program, \$32,000,000;

DDG-51 Destroyer Program, \$13,500,000.

AIRCRAFT PROCUREMENT, AIR FORCE

For an additional amount for "Aircraft Procurement, Air Force", \$78,000,000, to remain available for obligation until September 30, 2003.

MISSILE PROCUREMENT, AIR FORCE

For an additional amount for "Missile Procurement, Air Force", \$15,500,000, to remain available for obligation until September 30, 2003.

PROCUREMENT OF AMMUNITION, AIR FORCE

For an additional amount for "Procurement of Ammunition, Air Force", \$31,200,000, to remain available for obligation until September 30, 2003.

OTHER PROCUREMENT, AIR FORCE

For an additional amount for "Other Procurement, Air Force", \$138,150,000, to remain available for obligation until September 30, 2003.

PROCUREMENT, DEFENSE-WIDE

For an additional amount for "Procurement, Defense-Wide", \$5,800,000, to remain available for obligation until September 30, 2003.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY

For an additional amount for "Research, Development, Test and Evaluation, Army", \$5,000,000, to remain available for obligation until September 30, 2002.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

For an additional amount for “Research, Development, Test and Evaluation, Navy”, \$128,000,000, to remain available for obligation until September 30, 2002.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE

For an additional amount for “Research, Development, Test and Evaluation, Air Force”, \$275,500,000, to remain available for obligation until September 30, 2002.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE

For an additional amount for “Research, Development, Test and Evaluation, Defense-Wide”, \$84,100,000, to remain available for obligation until September 30, 2002.

REVOLVING AND MANAGEMENT FUNDS

DEFENSE WORKING CAPITAL FUNDS

For an additional amount for “Defense Working Capital Funds”, \$178,400,000, to remain available until expended.

OTHER DEPARTMENT OF DEFENSE PROGRAMS

DEFENSE HEALTH PROGRAM

For an additional amount for “Defense Health Program”, \$1,453,400,000 for Operation and maintenance, of which \$500,000,000 shall remain available until September 30, 2002: Provided, That of the funds made available in this paragraph, not more than \$655,000,000 may be made available for a global settlement of claims made under TRICARE managed care support contracts: Provided further, That of the funds made available in this paragraph, not less than \$151,200,000 shall be made available upon enactment only for requirements of the direct care system and military medical treatment facilities, to be administered solely by the uniformed services Surgeons General: Provided further, That funds made available in this paragraph may be used to cover increases in costs associated with the provision of health care services to eligible beneficiaries of all the uniformed services.

For an additional amount for “Defense Health Program”, \$150,000,000 for Operation and maintenance, to remain available until expended, only for the use of the Surgeons General to improve the quality of care provided at military medical treatment facilities, of which \$30,000,000 shall be made available only to optimize health care services at Army military medical treatment facilities, \$30,000,000 shall be made available only to optimize health care services at Navy military medical treatment facilities, \$30,000,000 shall be made available only to optimize health care services at Air Force military medical treatment facilities, \$30,000,000 shall be made available only to finance advances in medical practices to be equally divided between the services, and \$30,000,000 shall be made available for other requirements of the direct care system and military medical treatment facilities: Provided, That the funds provided in this paragraph are to be administered solely by the Army, Navy

and Air Force Surgeons General: Provided further, That none of the funds provided in this paragraph may be made available for optimization programs, projects or activities unless the Surgeon General of the respective service determines that: (1) such program, project or activity shall produce annual cost savings in excess of annual cost within not more than three years from the date of project initiation, or (2) that such program, project or activity is necessary to address a serious health care deficiency at a military medical treatment facility that could threaten health care outcomes: Provided further, That none of the funds provided in this paragraph may be made available to a service unless the Secretary of Defense expresses the intent to the congressional defense committees that all optimization programs, projects and activities financed in this paragraph will be continued and fully financed in the Department of Defense six year budget plan known as the Program Objective Memorandum.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 1201. Fuel transferred by the Defense Energy Supply Center to the Department of the Interior for use at Midway Island during fiscal year 2000 shall be deemed for all purposes to have been transferred on a nonreimbursable basis.

SEC. 1202. Funds appropriated by this Act, or made available by the transfer of funds in this Act, for intelligence activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 414).

(INCLUDING TRANSFER OF FUNDS)

SEC. 1203. In addition to the amount appropriated in section 308 of Division A, Miscellaneous Appropriations Act, 2001, as enacted by section 1(a)(4) of Public Law 106-554 (114 Stat. 2763A-181 and 182), \$44,000,000 is hereby appropriated for "Operation and Maintenance, Navy", to remain available until expended: Provided, That such amount, and the amount previously appropriated in section 308, shall be for costs associated with the stabilization, return, refitting, necessary force protection upgrades, and repair of the U.S.S. COLE, including any costs previously incurred for such purposes: Provided further, That the Secretary of Defense may transfer these funds to appropriations accounts for procurement: Provided further, That the funds transferred shall be merged with and shall be available for the same purposes and for the same time period as the appropriations to which transferred: Provided further, That the transfer authority provided herein is in addition to any other transfer authority available to the Department of Defense.

(RESCISSIONS)

SEC. 1204. Of the funds made available in Department of Defense Appropriations Acts, or otherwise available to the Department of Defense, the following funds are hereby rescinded, from the following accounts in the specified amounts:

*"Procurement, Marine Corps, 2000/2002", \$3,000,000;
 "Overseas Contingency Operations Transfer Fund, 2001",
 \$200,000,000;
 "Foreign Currency Fluctuations, Defense", \$68,400,000;*

“Aircraft Procurement, Navy 2001/2003”, \$199,000,000;
“Shipbuilding and Conversion, Navy, 2001/2005”, LPD-
17(AP), \$75,000,000;
“Procurement, Marine Corps, 2001/2003”, \$5,000,000;
“Aircraft Procurement, Air Force, 2001/2003”,
\$327,500,000;
“Other Procurement, Air Force, 2001/2003”, \$65,000,000;
“Procurement, Defense-Wide, 2001/2003”, \$85,000,000; and
“Research, Development, Test and Evaluation, Defense-
Wide, 2001/2002”, \$7,000,000.

SEC. 1205. *In addition to amounts appropriated or otherwise made available elsewhere in this Act for the Department of Defense or in the Department of Defense Appropriations Act, 2001 (Public Law 106-259), \$39,900,000 is hereby appropriated to the Department of Defense, for facilities repair and damages resulting from natural disasters, as follows:*

“Operation and Maintenance, Army”, \$6,500,000;
“Operation and Maintenance, Navy”, \$23,000,000;
“Operation and Maintenance, Air Force”, \$8,000,000;
“Operation and Maintenance, Army Reserve”, \$200,000;
“Operation and Maintenance, Air Force Reserve”, \$200,000;
“Operation and Maintenance, Army National Guard”,
\$400,000;
“Operation and Maintenance, Air National Guard”,
\$400,000; and
“Defense Health Program”, \$1,200,000.

SEC. 1206. *The authority to purchase or receive services under the demonstration project authorized by section 816 of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103-337) may be exercised through January 31, 2002, notwithstanding subsection (c) of that section.*

SEC. 1207. *Notwithstanding any other provision of law, the Secretary of Defense may retain all or a portion of Fort Greely, Alaska as the Secretary deems necessary, to meet military, operational, logistics and personnel support requirements for missile defense.*

SEC. 1208. *Of the funds appropriated in the Department of Defense Appropriations Act, 2001, Public Law 106-259, in Title IV under the heading, “Research, Development, Test and Evaluation, Navy”, \$2,000,000 may be made available for a Maritime Fire Training Center at the Marine and Environmental Research and Training Station (MERTS), and \$2,000,000 may be made available for a Maritime Fire Training Center at Barbers Point, including provision for laboratories, construction, and other efforts associated with research, development, and other programs of major importance to the Department of Defense.*

SEC. 1209. *Of the amounts appropriated in this Act under the heading “Operation and Maintenance, Army”, \$8,000,000 shall be available for the purpose of repairing storm damage at Fort Sill, Oklahoma, and Red River Army Depot, Texas.*

SEC. 1210. (a) *Notwithstanding any other provision of law, the Secretary of the Army shall convey to the City of Bayonne, New Jersey, without consideration, all right, title, and interest of the United States in and to the firefighting and rescue vehicles described in subsection (b).*

(b) *The firefighting and rescue vehicles referred to in subsection (a) are a rescue hazardous materials truck, a 2,000 gallon per minute pumper, and a 100-foot elevating platform truck, all of which are at Military Ocean Terminal, Bayonne, New Jersey.*

SEC. 1211. None of the funds available to the Department of Defense for fiscal year 2001 may be obligated or expended for retiring or dismantling any of the 93 B-1B Lancer bombers in service as of June 1, 2001, or for transferring or reassigning any of those aircraft from the unit, or the facility, to which assigned as of that date.

CHAPTER 3

DEPARTMENT OF ENERGY

ATOMIC ENERGY DEFENSE ACTIVITIES

NATIONAL NUCLEAR SECURITY ADMINISTRATION

WEAPONS ACTIVITIES

For an additional amount for “Weapons Activities”, \$126,625,000, to remain available until expended: Provided, That funding is authorized for Project 01-D-107, Atlas Relocation and Operations, and Project 01-D-108, Microsystems and Engineering Sciences Applications Complex.

OTHER DEFENSE RELATED ACTIVITIES

DEFENSE ENVIRONMENTAL RESTORATION AND WASTE MANAGEMENT

For an additional amount for “Defense Environmental Restoration and Waste Management”, \$95,000,000, to remain available until expended.

DEFENSE FACILITIES CLOSURE PROJECTS

For an additional amount for “Defense Facilities Closure Projects”, \$21,000,000, to remain available until expended.

DEFENSE ENVIRONMENTAL MANAGEMENT PRIVATIZATION

For an additional amount for “Defense Environmental Management Privatization”, \$29,600,000, to remain available until expended.

OTHER DEFENSE ACTIVITIES

For an additional amount for “Other Defense Activities”, \$5,000,000, to remain available until expended.

CHAPTER 4

MILITARY CONSTRUCTION

MILITARY CONSTRUCTION, ARMY

For an additional amount for “Military Construction, Army”, \$22,000,000: Provided, That notwithstanding any other provision of law, such funds may be obligated or expended to carry out planning and design and military construction projects not otherwise authorized by law.

MILITARY CONSTRUCTION, NAVY

For an additional amount for “Military Construction, Navy”, \$9,400,000: Provided, That notwithstanding any other provision of law, such funds may be obligated or expended to carry out planning and design and military construction projects not otherwise authorized by law.

MILITARY CONSTRUCTION, AIR FORCE

For an additional amount for “Military Construction, Air Force”, \$10,000,000: Provided, That notwithstanding any other provision of law, such funds may be obligated or expended to carry out planning and design and military construction projects not otherwise authorized by law.

MILITARY CONSTRUCTION, AIR NATIONAL GUARD

For an additional amount for “Military Construction, Air National Guard”, \$6,700,000: Provided, That notwithstanding any other provision of law, such funds may be obligated or expended to carry out planning and design and military construction projects not otherwise authorized by law.

FAMILY HOUSING, ARMY

For an additional amount for “Family Housing, Army”, \$30,480,000 for operation and maintenance.

FAMILY HOUSING, NAVY AND MARINE CORPS

For an additional amount for “Family Housing, Navy and Marine Corps”, \$20,300,000 for operation and maintenance.

FAMILY HOUSING, AIR FORCE

For an additional amount for “Family Housing, Air Force”, \$18,000,000 for operation and maintenance.

BASE REALIGNMENT AND CLOSURE ACCOUNT, PART IV

For an additional amount for deposit into the “Department of Defense Base Realignment and Closure Account 1990”, \$9,000,000, to remain available until expended.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 1401. (a) CADET PHYSICAL DEVELOPMENT CENTER.—Notwithstanding section 138 of the Military Construction Appropriations Act, 2001 (division A of Public Law 106–246; 114 Stat. 524), the Secretary of the Army may expend appropriated funds in excess of the amount specified by such section to construct and renovate the Cadet Physical Development Center at the United States Military Academy, except that—

(1) such additional expenditures may be used only for the purposes of meeting unanticipated price increases and related construction contingency costs and making minor changes to the project to incorporate design features that result in reducing long-term operating costs; and

(2) *such additional expenditures may not exceed the difference between the authorized amount for the project and the amount specified in such section.*

(b) *LIMITATIONS AND REPORTS.—No sums may be expended for final phase construction of the project until 15 days after the Secretary of the Army submits a report to the congressional defense committees describing the revised cost estimates referred to in subsection (a), the methodology used in making these cost estimates, and the changes in project costs compared to estimates made in October, 2000. Not later than August 1, 2001, the Secretary of the Army shall submit a report to the congressional defense committees explaining the plan of the Department of the Army to expend privately donated funds for capital improvements at the United States Military Academy between fiscal years 2001 and 2011.*

SEC. 1402. Except as otherwise specifically provided in this Chapter, amounts provided to the Department of Defense under each of the headings in this Chapter shall be made available for the same time period as the amounts appropriated under each such heading in Public Law 106-246.

(RESCISSIONS)

SEC. 1403. Of the funds provided in the Military Construction Appropriations Act, 2001 (Public Law 106-246), the following amounts are hereby rescinded as of the date of the enactment of this Act:

*“Military Construction, Army”, \$12,856,000;
 “Military Construction, Navy”, \$6,213,000;
 “Military Construction, Air Force”, \$4,935,000;
 “Military Construction, Defense-Wide”, \$14,376,000;
 “Family Housing, Army”, \$4,000,000; and
 “Family Housing, Air Force”, \$4,375,000.*

SEC. 1404. Notwithstanding any other provision of law, the amount authorized, and authorized to be appropriated, for the Defense Agencies for the TRICARE Management Agency for a military construction project for Bassett Army Hospital at Fort Wainwright, Alaska, shall be \$215,000,000.

SEC. 1405. DESIGNATION OF ENGINEERING AND MANAGEMENT BUILDING AT NORFOLK NAVAL SHIPYARD, VIRGINIA, AFTER NORMAN SISISKY. The engineering and management building (also known as Building 1500) at Norfolk Naval Shipyard, Portsmouth, Virginia, shall be known as the Norman Sisisky Engineering and Management Building. Any reference to that building in any law, regulation, map, document, record, or other paper of the United States shall be considered to be a reference to the Norman Sisisky Engineering and Management Building.

TITLE II—OTHER SUPPLEMENTAL APPROPRIATIONS

CHAPTER 1

DEPARTMENT OF AGRICULTURE

OFFICE OF THE SECRETARY

For an additional amount for “Office of the Secretary”, \$3,000,000, to remain available until September 30, 2002: Provided,

That of these funds, no less than \$1,000,000 shall be used for enforcement of the Animal Welfare Act: Provided further, That of these funds, no less than \$1,000,000 shall be used to enhance humane slaughter practices under the Federal Meat Inspection Act: Provided further, That no more than \$500,000 of these funds shall be made available to the Under Secretary for Research, Education and Economics for development and demonstration of technologies to promote the humane treatment of animals: Provided further, That these funds may be transferred to and merged with appropriations for agencies performing this work.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, \$5,000,000.

FARM SERVICE AGENCY

AGRICULTURAL CONSERVATION PROGRAM

(RESCISSION)

Of the funds appropriated for “Agricultural Conservation Program” under Public Law 104–37, \$45,000,000 are rescinded.

NATURAL RESOURCES CONSERVATION SERVICE

WATERSHED AND FLOOD PREVENTION OPERATIONS

For an additional amount for “Watershed and Flood Prevention Operations”, to repair damages to waterways and watersheds resulting from natural disasters, \$35,500,000, to remain available until expended.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2101. Title I of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001 (as enacted by Public Law 106–387; 114 Stat. 1549, 1549A–10) is amended by striking “until expended” under the heading “Buildings and Facilities” under the heading “Animal and Plant Health Inspection Service” and adding the following: “until expended: Provided, That notwithstanding any other provision of law (including chapter 63 of title 31, U.S.C.), \$4,670,000 of the amount shall be transferred by the Secretary and once transferred, shall be state funds for the construction, renovation, equipment, and other related costs for a post entry plant quarantine facility and related laboratories as described in Senate Report 106–288”.

SEC. 2102. The paragraph under the heading “Rural Community Advancement Program” in title III of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001 (as enacted by Public Law 106–387; 114 Stat. 1549, 1549A–17) is amended—

(1) in the third proviso, by striking “ability of” and inserting “ability of low income rural communities and”; and

(2) in the fourth proviso, by striking “assistance to” the first place it appears and inserting “assistance and to”.

SEC. 2103. (a) Not later than August 1, 2001, the Federal Crop Insurance Corporation shall promulgate final regulations to carry out section 522(b) of the Federal Crop Insurance Act (7 U.S.C. 522(b)), without regard to—

(1) the notice and comment provisions of section 553 of title 5, United States Code;

(2) the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 FR 13804), relating to notices of proposed rulemaking and public participation in rulemaking; and

(3) chapter 35 of title 44, United States Code (commonly known as the “Paperwork Reduction Act”).

(b) In carrying out this section, the Corporation shall use the authority provided under section 808 of title 5, United States Code.

(c) The final regulations promulgated under subsection (a) shall take effect on the date of publication of the final regulations.

SEC. 2104. In addition to amounts otherwise available, \$20,000,000, to remain available until expended, from amounts pursuant to 15 U.S.C. 713a–4 for the Secretary of Agriculture to make available financial assistance to eligible producers to promote water conservation in the Klamath Basin, as determined by the Secretary: Provided, That the issuance of regulations promulgated pursuant to this section shall be made without regard to: (1) the notice and comment provisions of section 553 of title 5, United States Code; (2) the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 Fed. Reg. 13804), relating to notices of proposed rulemaking and public participation in rulemaking; and (3) chapter 35 of title 44, United States Code (commonly known as the “Paperwork Reduction Act”): Provided further, That in carrying out this section, the Secretary shall use the authority provided under section 808 of title 5, United States Code.

SEC. 2105. Under the heading “Food Stamp Program” in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001 (as enacted by Public Law 106–387), in the sixth proviso, strike “\$194,000,000” and insert in lieu thereof “\$191,000,000”.

SEC. 2106. Of funds which may be reserved by the Secretary for allocation to State agencies under section 16(h)(1) of the Food Stamp Act of 1977 to carry out the Employment and Training program, \$39,500,000 made available in prior years are rescinded and returned to the Treasury.

SEC. 2107. In addition to amounts otherwise available, \$2,000,000, to remain available until expended, from amounts pursuant to 15 U.S.C. 713a–4 for the Secretary of Agriculture to make available financial assistance to eligible producers to promote water conservation in the Yakima Basin, Washington, as determined by the Secretary: Provided, That the issuance of regulations promulgated pursuant to this section shall be made without regard to: (1) the notice and comment provisions of section 553 of title 5, United States Code; (2) the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 Fed. Reg. 13804), relating to notices of proposed rulemaking and public participation in rulemaking; and (3) chapter 35 of title 44, United States Code (commonly known as the “Paperwork Reduction Act”): Provided further, That in carrying out this section, the Secretary shall use the authority provided under section 808 of title 5, United States Code.

SEC. 2108. (a) In addition to the payment of any other eligible expenses, the Secretary of Agriculture shall have the authority to approve the use of Commodity Credit Corporation funds pursuant to 15 U.S.C. 713a-4 to make available up to \$22,949,000 of financial assistance for internal transportation, storage, and handling expenses, and for any appropriate administrative expenses as determined by the Secretary, for cooperating sponsors with which the Secretary has entered into agreements in fiscal year 2001 or 2002 under the Global Food for Education Initiative covered by the notice published by the Corporation in the Federal Register on September 6, 2000 (65 Fed. Reg. 53977 et seq.), for their activities under those agreements.

(b) The unobligated balance of the funds appropriated by section 745(e) of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001 (as enacted into law by Public Law 106-387) is rescinded.

CHAPTER 2

DEPARTMENT OF COMMERCE

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

COASTAL AND OCEAN ACTIVITIES

(INCLUDING RESCISSION)

Of the funds made available in Public Law 106-553 for the costs of construction of a research center at the ACE Basin National Estuarine Research Reserve, for use under this heading until expended, \$8,000,000 are rescinded.

For an additional amount for the activities specified in Public Law 106-553 for which funds were rescinded in the preceding paragraph, \$3,000,000, to remain available until expended for construction and \$5,000,000, to remain available until expended for land acquisition.

DEPARTMENTAL MANAGEMENT

EMERGENCY OIL AND GAS GUARANTEED LOAN PROGRAM

(RESCISSION)

Of the funds made available in the Emergency Oil and Gas Guaranteed Loan Program Act (chapter 2 of Public Law 106-51; 113 Stat. 255-258), \$114,800,000 are rescinded.

RELATED AGENCY

SMALL BUSINESS ADMINISTRATION

SALARIES AND EXPENSES

(INCLUDING RESCISSION)

Of the funds made available in Public Law 106-553 for the costs of technical assistance related to the New Markets Venture Capital Program for use under this heading in only fiscal year 2001, \$30,000,000 are rescinded.

For an additional amount for the activities specified in Public Law 106–553 for which funds were rescinded in the preceding paragraph, \$30,000,000, to remain available until expended.

BUSINESS LOANS PROGRAM ACCOUNT

(INCLUDING RESCISSION)

Of the funds made available in Public Law 106–553 for the costs of guaranteed loans under the New Markets Venture Capital Program for use under this heading in only fiscal year 2001, \$22,000,000 are rescinded.

For an additional amount for the activities specified in Public Law 106–553 for which funds were rescinded in the preceding paragraph, \$22,000,000, to remain available until expended.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2201. Section 144(d) of Division B of Public Law 106–554 is amended—

(1) in paragraph (1) and paragraph (5)(B) by striking “not later than May 1, 2001” and inserting in lieu thereof “as soon as practicable”;

(2) in paragraph (2)(A) by striking “for vessels” and inserting in lieu thereof “who hold such permits based on fishing histories”;

(3) in paragraph (2)(B)(i) by striking “meets” and inserting in lieu thereof “is fishing under a permit that is issued based on fishing histories that meet”;

(4) in paragraph (2)(B)(i) by inserting “, provided that any interim Bering Sea crab fishery certificates issued after December 1, 2000 shall remain valid until the Secretary implements final regulations consistent with the provisions of this subparagraph” after “paragraph”;

(5) in paragraph (3) by striking “the May 1, 2001 date” and inserting in lieu thereof “the direction to issue regulations as soon as practicable as”;

(6) in paragraph (3) by striking “with that date”; and

(7) in paragraph (2)(A)(ii) by striking “have made” and inserting in lieu thereof “except as specifically provided otherwise in the regulations described in clause (i), include”.

SEC. 2202. (a) Section 12102(c) of title 46, United States Code, as amended by section 202(a) of the American Fisheries Act (46 U.S.C. 12102 note), is amended—

(1) in paragraph (2)(B) by striking “or the use” and all that follows in such paragraph and inserting in lieu thereof “or the exercise of rights under loan or mortgage covenants by a mortgagee eligible to be a preferred mortgagee under section 31322(a) of this title, provided that a mortgagee not eligible to own a vessel with a fishery endorsement may only operate such a vessel to the extent necessary for the immediate safety of the vessel or for repairs, drydocking or berthing changes.”; and

(2) by striking paragraph (4) and renumbering the remaining paragraph accordingly.

(b) Section 31322(a)(4) of title 46, United States Code, as amended by section 202(b) of the American Fisheries Act (Public Law 105–277, Division C, Title II) is amended by striking para-

graph (4)(B) and all that follows in such paragraph and inserting in lieu thereof the following:

“(B) a state or federally chartered financial institution that is insured by the Federal Deposit Insurance Corporation;

“(C) a farm credit lender established under Title 12, Chapter 23 of the United States Code;

“(D) a commercial fishing and agriculture bank established pursuant to State law;

“(E) a commercial lender organized under the laws of the United States or of a State and eligible to own a vessel under section 12102(a) of this title; or

“(F) a mortgage trustee under subsection (f) of this section.”.

(c) Section 31322 of title 46, United States Code is amended by adding at the end the following new subsections:

“(f)(1) A mortgage trustee may hold in trust, for an individual or entity, an instrument or evidence of indebtedness, secured by a mortgage of the vessel to the mortgage trustee, provided that the mortgage trustee—

“(A) is eligible to be a preferred mortgagee under subsection (a)(4), subparagraphs (A)–(E) of this section;

“(B) is organized as a corporation, and is doing business, under the laws of the United States or of a State;

“(C) is authorized under those laws to exercise corporate trust powers;

“(D) is subject to supervision or examination by an official of the United States Government or a State;

“(E) has a combined capital and surplus (as stated in its most recent published report of condition) of at least \$3,000,000; and

“(F) meets any other requirements prescribed by the Secretary.

“(2) If the beneficiary under the trust arrangement is not a commercial lender, a lender syndicate or eligible to be a preferred mortgagee under subsection (a)(4), subparagraphs (A)–(E) of this section, the Secretary must determine that the issuance, assignment, transfer, or trust arrangement does not result in an impermissible transfer of control of the vessel to a person not eligible to own a vessel with a fishery endorsement under section 12102(c) of this title.

“(3) A vessel with a fishery endorsement may be operated by a mortgage trustee only with the approval of the Secretary.

“(4) A right under a mortgage of a vessel with a fishery endorsement may be issued, assigned, or transferred to a person not eligible to be a mortgagee of that vessel under this section only with the approval of the Secretary.

“(5) The issuance, assignment, or transfer of an instrument or evidence of indebtedness contrary to this subsection is voidable by the Secretary.

“(g) For purposes of this section a ‘commercial lender’ means an entity primarily engaged in the business of lending and other financing transactions with a loan portfolio in excess of \$100,000,000, of which not more than 50 per centum in dollar amount consists of loans to borrowers in the commercial fishing industry, as certified to the Secretary by such lender.

“(h) For purposes of this section a ‘lender syndicate’ means an arrangement established for the combined extension of credit of not less than \$20,000,000 made up of four or more entities that each have a beneficial interest, held through an agent, under a trust arrangement established pursuant to subsection (f), no one of which may exercise powers thereunder without the concurrence of at least one other unaffiliated beneficiary.”.

(d) Section 31322 of title 46, United States Code as amended in this section, and as amended by section 202(b) of the American Fisheries Act (Public Law 105–277, Division C, Title II) shall not take effect until April 1, 2003, nor shall the Secretary of Transportation, in determining whether a vessel owner complies with the requirements of section 12102(c) of title 46, United States Code, consider the citizenship status of a lender, in its capacity as a lender with respect to that vessel owner, until after April 1, 2003.

(e)(1) Section 213(g) of the American Fisheries Act (Public Law 105–277, Division C, Title II) is amended by—

- (A) striking “October 1, 2001” both places it appears;*
- (B) striking “such date” and inserting in lieu thereof “or if the percentage of foreign ownership in the vessel is increased after the effective date of this subsection”; and*
- (C) striking “such vessel” the first time it appears and inserting “their ownership or mortgage interest in such vessel on that date” in lieu thereof.*

(2) Section 213(g) of the American Fisheries Act (Public Law 105–277, Division C, Title II) shall take effect on the date of enactment of this Act.

SEC. 2203. (a) Section 20(a)(1) of the Small Business Act (15 U.S.C. 631 note) is amended—

- (1) in subparagraph (D), by striking “and” at the end;*
- (2) in subparagraph (E), by striking the period at the end and inserting “; and”; and*
- (3) by adding at the end the following new subparagraph:*
“(F) to pay for small business development center grants as mandated or directed by Congress.”.

(b) Section 21(a)(4)(C)(v)(II) of the Small Business Act (15 U.S.C. 648(a)(4)(C)(v)(II), is amended by inserting “, or accompanying report language,” after “in appropriations Acts”.

SEC. 2204. Section 633 of Public Law 106–553 is amended with respect to a grant of \$2,000,000 for Promesa Enterprises in the Bronx, New York, by inserting the words “financially or otherwise” after “to assist community-based businesses”.

CHAPTER 3

DISTRICT OF COLUMBIA

FEDERAL FUNDS

FEDERAL PAYMENT TO THE CHIEF FINANCIAL OFFICER OF THE DISTRICT OF COLUMBIA

(INCLUDING TRANSFER OF FUNDS)

For a Federal contribution to the Chief Financial Officer of the District of Columbia for the Excel Institute Adult Education Program, \$1,000,000, of which \$250,000 shall be derived by transfer

from the appropriation “Federal Payment for Plan to Simplify Employee Compensation Systems” in the District of Columbia Appropriations Act, 2001 (Public Law 106-522; 114 Stat. 2444).

DISTRICT OF COLUMBIA FUNDS

GOVERNMENTAL DIRECTION AND SUPPORT

(INCLUDING RESCISSION)

For an additional amount for “Governmental Direction and Support”, \$5,400,000 from local funds for increases in natural gas costs.

Of the funds appropriated under this heading for the fiscal year ending September 30, 2001, in the District of Columbia Appropriations Act, 2001, approved November 22, 2000 (Public Law 106-522; 114 Stat. 2447), \$250,000 to simplify employee compensation systems are rescinded.

ECONOMIC DEVELOPMENT AND REGULATION

For an additional amount for “Economic Development and Regulation”, \$1,000,000 from local funds for the implementation of the New E-Economy Transformation Act of 2000, (D.C. Act 13-543), and \$624,820 for the Department of Consumer and Regulatory Affairs for the purposes of D.C. Code, sec. 5-513: Provided, That the Department shall transfer all local funds resulting from the lapse of personnel vacancies, caused by transferring Department of Consumer and Regulatory Affairs employees into Neighborhood Stabilization Officer positions without the filling of the resultant vacancies, into the general fund, of these funds an amount not to exceed \$60,000 may be used to implement the provisions in D.C. Bill 13-646, the Abatement and Condemnation of Nuisance Properties Omnibus Amendment Act of 2000, pertaining to the prevention of the demolition by neglect of historic properties: Provided further, That the fees established and collected pursuant to D.C. Bill 13-646 shall be identified, and an accounting provided, to the Committee on Consumer and Regulatory Affairs of the Council of the District of Columbia.

PUBLIC SAFETY AND JUSTICE

(INCLUDING RESCISSION)

For an additional amount for “Public Safety and Justice”, \$8,901,000 from local funds to be allocated as follows: \$2,800,000 is for the Metropolitan Police Department of which \$800,000 is for the speed camera program and \$2,000,000 is for the Fraternal Order of Police arbitration award and the Fair Labor Standards Act liability; \$5,940,000 is for the Fire and Emergency Medical Services Department of which \$5,540,000 is for pre-tax payments for pension, health and life insurance premiums and \$400,000 is for the fifth fire fighter on trucks initiative; and \$161,000 is for the Child Fatality Review Committee established pursuant to the Child Fatality Review Committee Establishment Emergency Act of 2001 (D.C. Act 14-40) and the Child Fatality Review Committee Establishment Temporary Act of 2001 (D.C. Bill 14-165).

In addition, of all funds in the District of Columbia Antitrust Fund established pursuant to section 2 of the District of Columbia Antitrust Act of 1980 (D.C. Law 3-169; D.C. Code, sec. 28-4516) an amount not to exceed \$52,000, of all funds in the Antifraud Fund established pursuant to section 820 of the District of Columbia Procurement Practices Act of 1985, effective February 21, 1986 (D.C. Law 6-85; D.C. Code, sec. 1-1188.20) an amount not to exceed \$5,500, and of all funds in the District of Columbia Consumer Protection Fund established pursuant to section 1402 of the District of Columbia Budget Support Act for Fiscal Year 2001 (D.C. Law 13-172; D.C. Code, sec. 28-3911) an amount not to exceed \$43,000, are hereby made available for the use of the Office of the Corporation Counsel of the District of Columbia until September 30, 2001, in accordance with the statutes that established these funds.

Of the funds appropriated under this heading in the District of Columbia Appropriations Act, 2001, approved November 22, 2000 (Public Law 106-522), \$131,000 for Taxicab Inspectors are rescinded.

PUBLIC EDUCATION SYSTEM

For an additional amount for "Public Education System", \$1,000,000 from local funds for the State Education Office for a census-type audit of the student enrollment of each District of Columbia Public School and of each public charter school and \$12,000,000 from local funds for the District of Columbia Public Schools to conduct the 2001 summer school session.

In addition, section 108(b) of the District of Columbia Public Education Act, Public Law 89-791 as amended (sec. 31-1408, D.C. Code), is amended by adding a new sentence at the end of the subsection, which states: "In addition, any proceeds and interest accruing thereon, which remain from the sale of the former radio station WDCU in an escrow account of the District of Columbia Financial Management and Assistance Authority for the benefit of the University of the District of Columbia, shall be used for the University of the District of Columbia's Endowment Fund. Such proceeds may be invested in equity based securities if approved by the Chief Financial Officer of the District of Columbia."

HUMAN SUPPORT SERVICES

For an additional amount for "Human Support Services", \$28,000,000 from local funds to be allocated as follows: \$15,000,000 for expansion of the Medicaid program; \$4,000,000 to increase the local share for Disproportionate Share to Hospitals (DSH) payments; \$3,000,000 for the Disability Compensation Fund; \$1,000,000 for the Office of Latino Affairs for Latino Community Education grants; and \$5,000,000 for the Children Investment Trust.

PUBLIC WORKS

For an additional amount for "Public Works", \$131,000 from local funds for Taxicab Inspectors.

FINANCING AND OTHER USES

WORKFORCE INVESTMENTS

For expenses associated with the workforce investments program, \$40,500,000 from local funds.

WILSON BUILDING

For an additional amount for “Wilson Building”, \$7,100,000 from local funds.

ENTERPRISE AND OTHER FUNDS

WATER AND SEWER AUTHORITY AND THE WASHINGTON AQUEDUCT

For an additional amount for “Water and Sewer Authority and the Washington Aqueduct”, \$2,151,000 from local funds for the Water and Sewer Authority for initiatives associated with complying with stormwater legislation and proposed right-of-way fees.

GENERAL PROVISION—THIS CHAPTER

SEC. 2301. REPORT BY THE MAYOR. The Mayor of the District of Columbia shall provide the House and Senate Committees on Appropriations, the Senate Committee on Governmental Affairs and the House Committee on Government Reform with a report on the specific authority necessary to carry out the responsibilities transferred to the Chief Financial Officer in a non-control year, outlined in section 155 of Public Law 106–522, the Fiscal Year 2001 District of Columbia Appropriations Act, and responsibilities outlined in Bill 14–254, passed by the Council of the District of Columbia on July 10, 2001 relating to the transition of responsibilities under Public Law 104–8, the District of Columbia Financial Responsibility and Management Assistance Act of 1995, within forty-five (45) days of enactment of this Act.

CHAPTER 4

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

FLOOD CONTROL, MISSISSIPPI RIVER AND TRIBUTARIES, ARKANSAS, ILLINOIS, KENTUCKY, LOUISIANA, MISSISSIPPI, MISSOURI, AND TENNESSEE

For an additional amount for “Flood Control, Mississippi River and Tributaries, Arkansas, Illinois, Kentucky, Louisiana, Mississippi, Missouri, and Tennessee”, for emergency expenses due to flooding and other natural disasters, \$9,000,000, to remain available until expended.

OPERATION AND MAINTENANCE, GENERAL

For an additional amount for “Operation and Maintenance, General”, \$86,500,000, to remain available until expended: Provided, That using \$8,000,000 of the funds appropriated herein, the

Secretary of the Army, acting through the Chief of Engineers, is directed to repair, restore, and clean up Corps' projects and facilities, dredge navigation channels, restore and clean out area streams, provide emergency streambank protection, restore other crucial public infrastructure (including sewer and water facilities), document flood impacts, and undertake other flood recovery efforts deemed necessary and advisable by the Chief of Engineers due to the July 2001 flooding in Southern and Central West Virginia: Provided further, That using \$1,900,000 of the funds appropriated herein, the Secretary of the Army, acting through the Chief of Engineers, is directed to undertake the project authorized by section 518 of Public Law 106-53, at full Federal expense.

FLOOD CONTROL AND COASTAL EMERGENCIES

For expenses necessary for emergency flood control, hurricane, and shore protection activities, as authorized by section 5 of the Flood Control Act of August 18, 1941, as amended, \$50,000,000, to remain available until expended.

DEPARTMENT OF ENERGY

ENERGY PROGRAMS

NON-DEFENSE ENVIRONMENTAL MANAGEMENT

For an additional amount for "Non-Defense Environmental Management", \$11,950,000, to remain available until expended.

URANIUM FACILITIES MAINTENANCE AND REMEDIATION

For an additional amount for "Uranium Facilities Maintenance and Remediation", \$30,000,000, to be derived from the Uranium Enrichment Decontamination and Decommissioning Fund, to remain available until expended.

POWER MARKETING ADMINISTRATIONS

CONSTRUCTION, REHABILITATION, OPERATION AND MAINTENANCE, WESTERN AREA POWER ADMINISTRATION

For an additional amount for "Construction, Rehabilitation, Operation and Maintenance, Western Area Power Administration", \$1,578,000, to remain available until expended: Provided, That these funds shall be non-reimbursable.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2401. Of the amounts appropriated under the heading "Operation and Maintenance, General" under title I of the Energy and Water Development Appropriations Act, 2001 (enacted by Public Law 106-377; 114 Stat. 1441 A-62), \$500,000 made available for the Chickamauga Lock, Tennessee, shall be available for completion of the feasibility study for Chickamauga Lock, Tennessee.

SEC. 2402. AUTHORIZATION TO ACCEPT PREPAYMENT OF OBLIGATIONS. (a) IN GENERAL.—Notwithstanding section 213 of the Reclamation Reform Act of 1982 (43 U.S.C. 390mm), the Bureau of Reclamation may accept prepayment for all remaining repayment

obligations under Contract I78r-423, Amendment 4 (referred to in this section as the “Contract”) entered into with the United States.

(b) CONTRACTUAL OBLIGATIONS.—If full prepayment of all remaining repayment obligations under the Contract is offered—

(1) the Secretary of the Interior shall accept the prepayment; and

(2) on acceptance by the Secretary of the prepayment all land covered by the Contract shall not be subject to the ownership and full cost pricing limitation under Federal reclamation law (the Act of June 17, 1902 (32 Stat. 388, chapter 1093), and Acts supplemental to and amendatory of that Act (43 U.S.C. 371 et seq.)).

SEC. 2403. INCLUSION OF RENAL CANCER AS BASIS FOR BENEFITS UNDER THE ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT OF 2000. (a) Section 3621(17) of the Energy Employees Occupational Illness Compensation Program Act of 2000 (title XXXVI of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted by Public Law 106-398; 114 Stat. 1654A-502)) is amended by adding at the end the following new subparagraph:

“(C) Renal cancers.”.

(b) This section shall be effective on October 1, 2001.

CHAPTER 5

BILATERAL ECONOMIC ASSISTANCE

AGENCY FOR INTERNATIONAL DEVELOPMENT

CHILD SURVIVAL AND DISEASE PROGRAMS FUND

(INCLUDING RESCISSION)

For an additional amount for “Child Survival and Disease Programs Fund”, \$100,000,000, to remain available until expended: Provided, That this amount may be made available, notwithstanding any other provision of law, for a United States contribution to a global trust fund to combat HIV/AIDS, malaria, and tuberculosis.

Of the funds made available under this heading in the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2001, and prior Acts, \$10,000,000 are rescinded.

OTHER BILATERAL ASSISTANCE

ECONOMIC SUPPORT FUND

(RESCISSION)

Of the funds made available under this heading in the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2001, and prior Acts, \$10,000,000 are rescinded.

GENERAL PROVISION—THIS CHAPTER

SEC. 2501. The final proviso in section 526 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2000 (as enacted into law by section 1000(a)(2) of Public Law 106-113), as amended, is hereby repealed, and the funds identified

by such proviso shall be made available pursuant to the authority of section 526 of Public Law 106-429.

CHAPTER 6

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For an additional amount for "Management of Lands and Resources", \$3,000,000, to remain available until expended, to address increased permitting responsibilities related to energy needs.

UNITED STATES FISH AND WILDLIFE SERVICE

CONSTRUCTION

For an additional amount for "Construction", \$17,700,000, to remain available until expended, to repair damages caused by floods, ice storms, and earthquakes in the States of Washington, Illinois, Iowa, Minnesota, Missouri, Wisconsin, New Mexico, Oklahoma, and Texas.

NATIONAL PARK SERVICE

UNITED STATES PARK POLICE

For an additional amount for "United States Park Police", \$1,700,000, to remain available until September 30, 2002, for unbudgeted increases in pension costs for retired United States Park Police officers.

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

(INCLUDING TRANSFERS OF FUNDS)

For an additional amount for "Operation of Indian Programs", \$50,000,000, to remain available until expended, for electric power operations and related activities at the San Carlos Irrigation Project, of which such amounts as necessary may be transferred to other appropriations accounts for repayment of advances previously made for such power operations.

RELATED AGENCY

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

FOREST AND RANGELAND RESEARCH

For an additional amount for "Forest and Rangeland Research", \$1,400,000, to remain available until expended, to carry out research and development activities to arrest, control, eradicate, and prevent the spread of sudden oak death syndrome.

STATE AND PRIVATE FORESTRY

For an additional amount for “State and Private Forestry”, \$22,000,000, to remain available until expended, to repair damages caused by ice storms in the States of Arkansas, Oklahoma, and Texas, and for emergency pest suppression and prevention on Federal, State and private lands.

For an additional amount for “State and Private Forestry”, \$750,000 to be provided to the Kenai Peninsula Borough Spruce Bark Beetle Task Force for emergency response and \$1,750,000 to be provided to the Municipality of Anchorage for emergency fire fighting response and preparedness to respond to wildfires in spruce bark beetle infested forests, to remain available until expended: Provided, That such amounts shall be provided as direct lump sum payments within 30 days of enactment of this Act.

NATIONAL FOREST SYSTEM

For an additional amount for “National Forest System”, \$12,000,000, to remain available until expended, to repair damages caused by ice storms in the States of Arkansas and Oklahoma and to address illegal cultivation of marijuana in California and Kentucky.

CAPITAL IMPROVEMENT AND MAINTENANCE

(INCLUDING RESCISSION)

Of the funds appropriated in Title V of Public Law 105–83 for the purposes of section 502(e) of that Act, the following amounts are rescinded: \$1,000,000 for snow removal and pavement preservation and \$4,000,000 for pavement rehabilitation.

For an additional amount for “Capital Improvement and Maintenance”, \$5,000,000, to remain available until expended, for the purposes of section 502(e) of Public Law 105–83.

For an additional amount for “Capital Improvement and Maintenance” to repair damage caused by ice storms in the States of Arkansas and Oklahoma, \$4,000,000, to remain available until expended.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2601. Of the funds appropriated to “Operation of the National Park System” in Public Law 106–291, \$200,000 for completion of a wilderness study at Apostle Islands National Lakeshore, Wisconsin, shall remain available until expended.

SEC. 2602. (a) The unobligated balances as of September 30, 2001, of the funds transferred to the Secretary of the Interior pursuant to section 311 of chapter 3 of division A of the Miscellaneous Appropriations Act, 2001 (as enacted into law by Public Law 106–554) for maintenance, protection, or preservation of the land and interests in land described in section 3 of the Minuteman Missile National Historic Site Establishment Act of 1999 (Public Law 106–115), are rescinded.

(b) Subsection (a) shall be effective on September 30, 2001.

(c) The amount rescinded pursuant to subsection (a) is appropriated to the Secretary of the Interior for the purposes specified in such subsection, to remain available until expended.

SEC. 2603. Pursuant to title VI of the Steens Mountain Cooperative Management and Protection Act, Public Law 106-399, the Bureau of Land Management may transfer such sums as are necessary to complete the individual land exchanges identified under title VI from unobligated land acquisition balances.

SEC. 2604. Section 338 of Public Law 106-291 is amended by striking "105-825" and inserting in lieu thereof: "105-277".

SEC. 2605. Section 2 of Public Law 106-558 is amended by striking subsection (b) in its entirety and inserting in lieu thereof:

"(b) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of enactment of this Act."

SEC. 2606. Federal Highway Administration emergency relief for federally-owned roads, made available to the Forest Service as Federal-aid highways funds, may be used to reimburse Forest Service accounts for expenditures previously completed only to the extent that such expenditures would otherwise have qualified for the use of Federal-aid highways funds.

SEC. 2607. Notwithstanding any other provision of law, \$2,000,000 provided to the Forest Service in Public Law 106-291 for the Region 10 Jobs in the Woods program shall be advanced as a direct lump sum payment to Ketchikan Public Utilities within thirty days of enactment: Provided, That such funds shall be used by Ketchikan Public Utilities specifically for hiring workers for the purpose of removing timber within the right-of-way for the Swan Lake-Lake Tyee Intertie.

SEC. 2608. Section 122(a) of Public Law 106-291 is amended by:

- (1) inserting "hereafter" after "such amounts"; and*
- (2) striking "June 1, 2000" and inserting "June 1 of the preceding fiscal year".*

SEC. 2609. Section 351 of Public Law 105-277 is amended by striking "prior to September 30, 2001" and inserting in lieu thereof: "prior to September 30, 2004".

CHAPTER 7

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

TRAINING AND EMPLOYMENT SERVICES

(INCLUDING RESCISSIONS)

For an additional amount to carry out chapter 4 of the Workforce Investment Act, \$25,000,000 to be available for obligation for the period April 1, 2001 through June 30, 2002.

Of the funds made available under this heading in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001 (as enacted into law by Public Law 106-554), \$65,000,000 are rescinded including \$25,000,000 available for obligation for the period April 1, 2001 through June 30, 2002 to carry out section 169 of the Workforce Investment Act, and \$40,000,000 available for obligation for the period July 1, 2001 through June 30, 2002 for Safe Schools/Healthy Students and Incumbent Workers.

Of the funds made available under this heading in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001 (as enacted into law by Public Law 106-554), for Dislocated Worker Employment and Training Activities, \$177,500,000 available for obligation for the period July 1, 2001 through June 30, 2002 are rescinded: Provided, That, notwithstanding any other provision of law, \$110,000,000 is from amounts allotted under section 132(a)(2)(B), and \$67,500,000 is from the National Reserve under section 132(a)(2)(A) of the Workforce Investment Act: Provided further, That notwithstanding any other provision of law, the Secretary shall reduce each State's program year 2001 allotment under section 132(a)(2)(B) by applying an allocation methodology that distributes the rescission based on each State's share of unexpended balances as of June 30, 2001: Provided further, That the effective date of the rescission shall be at the time the Secretary determines, based on the best information available, each State's unexpended balance as of June 30, 2001.

PENSION AND WELFARE BENEFITS ADMINISTRATION

SALARIES AND EXPENSES

Of the funds made available under this heading in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001 (as enacted into law by Public Law 106-554), \$490,000 are authorized to remain available through September 30, 2002.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH RESOURCES AND SERVICES ADMINISTRATION

HEALTH RESOURCES AND SERVICES

The matter under this heading in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001 (as enacted into law by Public Law 106-554) is amended by striking "\$226,224,000" and inserting "\$224,724,000".

The provision for Northeastern University is amended by striking "doctors" and inserting "allied health care professionals".

NATIONAL INSTITUTES OF HEALTH

(INCLUDING TRANSFER OF FUNDS)

Of the amount appropriated in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001 (as enacted into law by Public Law 106-554) for the National Library of Medicine, \$7,115,000 is hereby transferred to Buildings and Facilities, National Institutes of Health, for purposes of the design of a National Library of Medicine facility.

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES
ADMINISTRATION

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

For carrying out the Public Health Service Act with respect to mental health services, \$6,500,000 for maintenance, repair, preservation, and protection of the Federally owned facilities, including the Civil War Cemetery, at St. Elizabeths Hospital, which shall remain available until expended.

ADMINISTRATION FOR CHILDREN AND FAMILIES

LOW INCOME HOME ENERGY ASSISTANCE

For an additional amount for "Low Income Home Energy Assistance" under section 2602(e) of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 8621(e)), \$300,000,000, to remain available until expended: Provided, That these funds are for the home energy assistance needs of one or more States, as authorized by section 2604(e) of that Act and notwithstanding the designation requirement of section 2602(e) of such Act.

DEPARTMENT OF EDUCATION

EDUCATION REFORM

In the statement of the managers of the committee of conference accompanying H.R. 4577 (Public Law 106-554; House Report 106-1033), in title III of the explanatory language on H.R. 5656 (Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001), in the matter relating to Technology Innovation Challenge Grants under the heading "Education Reform", the amount specified for Western Kentucky University to improve teacher preparation programs that help incorporate technology into the school curriculum shall be deemed to be \$400,000.

EDUCATION FOR THE DISADVANTAGED

The matter under this heading in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001 (as enacted into law by Public Law 106-554) is amended by striking "\$7,332,721,000" and inserting "\$7,237,721,000".

For an additional amount (to the corrected amount under this heading) for "Education for the Disadvantaged" to carry out part A of title I of the Elementary and Secondary Education Act of 1965 in accordance with the eighth proviso under that heading, \$161,000,000, which shall become available on July 1, 2001, and shall remain available through September 30, 2002.

IMPACT AID

Of the \$12,802,000 available under the heading "Impact Aid" in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001 (as enacted into law by Public Law 106-554) for construction under section 8007 of the Elementary and Secondary Education Act of 1965,

\$6,802,000 shall be used as directed in the first proviso under that heading, and the remaining \$6,000,000 shall be distributed to eligible local educational agencies under section 8007, as such section was in effect on September 30, 2000.

SPECIAL EDUCATION

In the statement of the managers of the committee of conference accompanying H.R. 4577 (Public Law 106–554; House Report 106–1033), in title III of the explanatory language on H.R. 5656 (Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001), in the matter relating to Special Education Research and Innovation under the heading “Special Education”, the provision for training, technical support, services and equipment through the Early Childhood Development Project in the Mississippi Delta Region shall be applied by substituting “Easter Seals—Arkansas” for “the National Easter Seals Society”.

EDUCATION RESEARCH, STATISTICS, AND IMPROVEMENT

The matter under this heading in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001 (as enacted into law by Public Law 106–554) is amended by striking “\$139,624,000” and inserting “\$139,853,000”.

In the statement of the managers of the committee of conference accompanying H.R. 4577 (Public Law 106–554; House Report 106–1033), in title III of the explanatory language on H.R. 5656 (Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001), in the matter relating to the Fund for the Improvement of Education under the heading “Education Research, Statistics and Improvement”—

(1) the aggregate amount specified shall be deemed to be \$139,853,000;

(2) the amount specified for the National Mentoring Partnership in Washington, DC for establishing the National E-Mentoring Clearinghouse shall be deemed to be \$461,000; and

(3) the provision specifying \$1,275,000 for one-to-one computing shall be deemed to read as follows:

“\$1,275,000—NetSchools Corporation, to provide one-to-one e-learning pilot programs for Dover Elementary School in San Pablo, California, Belle Haven Elementary School in East Menlo Park, California, East Rock Magnet School in New Haven, Connecticut, Reid Elementary School in Searchlight, Nevada, and McDermitt Combined School in McDermitt, Nevada;”.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2701. (a) Section 117 of the Carl D. Perkins Vocational and Technical Education Act of 1998 (20 U.S.C. 2327) is amended—

(1) in subsection (a), by inserting “that are not receiving Federal support under the Tribally Controlled College or University Assistance Act of 1978 (25 U.S.C. 1801 et seq.) or the

Navajo Community College Act (25 U.S.C. 640a et seq.)” after “institutions”;

(2) in subsection (b), by adding “institutional support of” after “for”;

(3) in subsection (d), by inserting “that is not receiving Federal support under the Tribally Controlled College or University Assistance Act of 1978 (25 U.S.C. 1801 et seq.) or the Navajo Community College Act (25 U.S.C. 640a et seq.)” after “institution”;

(4) in subsection (e)(1)—
 (A) by striking “and” at the end of subparagraph (B);
 (B) by striking the period at the end of subparagraph (C) and inserting “; and”; and
 (C) by adding at the end the following:
 “(D) institutional support of vocational and technical education.”

(b) *EFFECTIVE DATE.*—

(1) The amendments made by subsection (a) shall take effect on the date of enactment of this section.

(2) The amendments made by subsection (a) shall apply to grants made for fiscal year 2001 only if this section is enacted before August 4, 2001.

SEC. 2702. CORPORATION FOR PUBLIC BROADCASTING AUTHORIZATION OF APPROPRIATIONS.—Subsection (k)(1) of section 396 of the Communications Act of 1934 (47 U.S.C. 396) is amended—

(1) by re-designating subparagraphs (D) and (E) as subparagraphs (E) and (F), respectively; and

(2) by inserting after subparagraph (C) the following new subparagraph (D):

“(D) In addition to any amounts authorized under any other provision of this or any other Act to be appropriated to the Fund, \$20,000,000 are hereby authorized to be appropriated to the Fund (notwithstanding any other provision of this subsection) specifically for transition from the use of analog to digital technology for the provision of public broadcasting services for fiscal year 2001.”

SEC. 2703. IMPACT AID. (a) *LEARNING OPPORTUNITY THRESHOLD PAYMENTS.*—Section 8003(b)(3)(B)(iv) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703(b)(3)(B)(iv)) (as amended by section 1806(b)(2)(C) of the Impact Aid Reauthorization Act of 2000 (as enacted into law by section 1 of Public Law 106–398)) is amended by inserting “or less than the average per-pupil expenditure of all the States” after “of the State in which the agency is located”.

(b) *FUNDING.*—The Secretary of Education shall make payments under section 8003(b)(3)(B)(iv) of the Elementary and Secondary Education Act of 1965 from the \$882,000,000 available under the heading “Impact Aid” in title III of the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001 (as enacted into law by Public Law 106–554) for basic support payments under section 8003(b).

CHAPTER 8

LEGISLATIVE BRANCH

CONGRESSIONAL OPERATIONS

HOUSE OF REPRESENTATIVES

PAYMENTS TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

For payment to Rhonda B. Sisisky, widow of Norman Sisisky, late a Representative from the Commonwealth of Virginia, \$145,100.

For payment to Barbara Cheney, heir of John Joseph Moakley, late a Representative from the Commonwealth of Massachusetts, \$145,100.

SALARIES AND EXPENSES

For an additional amount for salaries and expenses of the House of Representatives, \$61,662,000, as follows:

MEMBERS' REPRESENTATIONAL ALLOWANCES, STANDING COMMITTEES, SPECIAL AND SELECT, COMMITTEE ON APPROPRIATIONS, ALLOWANCES AND EXPENSES

For an additional amount for Members' Representational Allowances, Standing Committees, Special and Select, Committee on Appropriations, and Allowances and Expenses, \$44,214,000, with any allocations to such accounts subject to approval by the Committee on Appropriations of the House of Representatives: Provided, That \$9,776,000 of such amount shall remain available for such salaries and expenses until December 31, 2002.

SALARIES, OFFICERS AND EMPLOYEES

For an additional amount for compensation and expenses of officers and employees, as authorized by law, \$17,448,000, including: for salaries and expenses of the Office of the Clerk, \$3,150,000; and for salaries and expenses of the Office of the Chief Administrative Officer, \$14,298,000, of which \$11,181,000 shall be for salaries, expenses, and temporary personal services of House Information Resources and \$3,000,000 shall be for separate upgrades for committee rooms: Provided, That \$500,000 of the funds provided to the Office of the Chief Administrative Officer for separate upgrades for committee rooms may be transferred to the Office of the Architect of the Capitol for the same purpose, subject to the approval of the Committee on Appropriations of the House of Representatives: Provided further, That all of the funds provided under this heading shall remain available until expended.

ADMINISTRATIVE PROVISION

SEC. 2801. (a) The Legislative Branch Appropriations Act, 2001 (as enacted into law by reference under section 1(a)(2) of the Consolidated Appropriations Act, 2001; Public Law 106-554), is amended in the item relating to "HOUSE OF REPRESENTATIVES—SALARIES AND EXPENSES—SALARIES, OFFICERS AND EMPLOYEES" by

striking “not more than \$3,500, of which not more than \$2,500 is for the Family Room” and inserting “not more than \$11,000, of which not more than \$10,000 is for the Family Room”.

(b) The amendment made by subsection (a) shall take effect as if included in the enactment of the Legislative Branch Appropriations Act, 2001.

JOINT ITEMS

CAPITOL POLICE BOARD

CAPITOL POLICE

SALARIES

For an additional amount for the Capitol Police Board for salaries of officers, members and employees of the Capitol Police, including overtime and Government contributions for health, retirement, Social Security, and other applicable employee benefits, \$514,000, of which \$257,000 is provided to the Sergeant at Arms of the House of Representatives, to be disbursed by the Chief Administrative Officer of the House, and \$257,000 is provided to the Sergeant at Arms and Doorkeeper of the Senate, to be disbursed by the Secretary of the Senate: Provided, That of the amounts appropriated under this heading, such amounts as may be necessary may be transferred between the Sergeant at Arms of the House of Representatives and the Sergeant at Arms and Doorkeeper of the Senate.

GENERAL EXPENSES

For an additional amount for the Capitol Police Board for necessary expenses of the Capitol Police, including security equipment and installation, supplies, materials, and meals, beverages and water for officers or civilian employees of the Capitol Police while performing duties during an extraordinary event or emergency response incident as determined by the Capitol Police Board, \$486,000, to be disbursed by the Capitol Police Board or their delegate, to remain available until September 30, 2002.

ADMINISTRATIVE PROVISION

SEC. 2802. (a)(1) Any funds received by the Capitol Police as reimbursement for law enforcement assistance from any Federal, State, or local government agency (including any agency of the District of Columbia) shall be deposited in the United States Treasury for credit to the appropriation for “GENERAL EXPENSES” under the heading “CAPITOL POLICE BOARD”, or “SECURITY ENHANCEMENTS” under the heading “CAPITOL POLICE BOARD”.

(2) Funds deposited under this subsection may be expended by the Capitol Police Board for any authorized purpose, including overtime pay expenditures relating to law enforcement assistance to any Federal, State, or local government agency (including any agency of the District of Columbia), and shall remain available until expended.

(b) This section shall take effect on the date of enactment of this Act and shall apply to fiscal year 2001 and each fiscal year thereafter.

OFFICE OF COMPLIANCE

SALARIES AND EXPENSES

For an additional amount for salaries and expenses of the Office of Compliance, as authorized by section 305 of the Congressional Accountability Act of 1995 (2 U.S.C. 1385), \$35,000.

GOVERNMENT PRINTING OFFICE

CONGRESSIONAL PRINTING AND BINDING

For an additional amount for authorized printing and binding for the Congress and the distribution of Congressional information in any format; printing and binding for the Architect of the Capitol; expenses necessary for preparing the semimonthly and session index to the Congressional Record, as authorized by law (44 U.S.C. 902); printing and binding of Government publications authorized by law to be distributed to Members of Congress; and printing, binding, and distribution of Government publications authorized by law to be distributed without charge to the recipient, \$9,900,000.

GOVERNMENT PRINTING OFFICE REVOLVING FUND

For payment to the Government Printing Office Revolving Fund, \$6,000,000, to remain available until expended, for air-conditioning and lighting systems.

LIBRARY OF CONGRESS

SALARIES AND EXPENSES

For an additional amount for salaries and expenses, Library of Congress, \$600,000, to remain available until expended, for a collaborative Library of Congress telecommunications project with the United States Military Academy.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2803. Section 101(a) of the Supplemental Appropriations Act, 1977 (2 U.S.C. 61h–6(a)) is amended—

(1) by inserting after the second sentence the following: “The President pro tempore emeritus of the Senate is authorized to appoint and fix the compensation of one individual consultant, on a temporary or intermittent basis, at a daily rate of compensation not in excess of that specified in the first sentence of this subsection.”; and

(2) in the last sentence by inserting “President pro tempore emeritus,” after “President pro tempore,”.

SEC. 2804. The Abraham Lincoln Bicentennial Commission Act, Public Law 106–173, February 25, 2000 is hereby amended in section 7 by striking subsection (e) and inserting the following:

“(e) ADMINISTRATIVE SUPPORT SERVICES.—Upon the request of the Commission, the Librarian of Congress shall provide to the Commission, on a reimbursable basis, administrative support services necessary for the Commission to carry out its responsibilities under this Act, including disbursing funds available to the Commis-

sion, and computing and disbursing the basic pay for Commission personnel.”.

SEC. 2805. Notwithstanding any limitation in 31 U.S.C. sec. 1553(b) and 1554, the Architect of the Capitol may use current year appropriations to reimburse the Department of the Treasury for prior year water and sewer services payments otherwise chargeable to closed accounts.

SEC. 2806. That notwithstanding any other provision of law, and specifically section 5(a) of the Employment Act of 1946 (15 U.S.C. 1024(a)), the Members of the Senate to be appointed by the President of the Senate shall for the duration of the One Hundred Seventh Congress, be represented by six Members of the majority party and five Members of the minority party.

CHAPTER 9

DEPARTMENT OF TRANSPORTATION

OFFICE OF THE SECRETARY

RENTAL PAYMENTS

(RESCISSION)

Of the available balances under this heading, \$440,000 are rescinded.

COAST GUARD

OPERATING EXPENSES

For an additional amount for “Operating expenses”, \$92,000,000, to remain available until September 30, 2002.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

For an additional amount for “Acquisition, Construction, and Improvements”, \$4,000,000, to remain available until expended, for the repair of Coast Guard facilities damaged during the Nisqually earthquake or for costs associated with moving the affected Coast Guard assets to an alternative site within Seattle, Washington.

(RESCISSION)

Of the amounts made available under this heading in Public Law 106-69 and Public Law 106-346, \$12,000,000 are rescinded.

FEDERAL AVIATION ADMINISTRATION

GRANTS-IN-AID FOR AIRPORTS

(AIRPORT AND AIRWAY TRUST FUND)

(RESCISSION OF CONTRACT AUTHORIZATION)

Of the unobligated balances authorized under 49 U.S.C. 48103, as amended, \$30,000,000 are rescinded.

FEDERAL HIGHWAY ADMINISTRATION
EMERGENCY HIGHWAY RESTORATION
(HIGHWAY TRUST FUND)

For the costs associated with the long term improvement, restoration, or replacement of highways including seismically-vulnerable highways recently damaged during the Nisqually earthquake, \$27,600,000, to be derived from the Highway Trust Fund, other than the Mass Transit Account, and to remain available until expended: Provided, That of the amount made available under this head, \$3,800,000 shall be for the Alaskan Way Viaduct in Seattle, Washington; \$9,000,000 shall be for the Magnolia Bridge in Seattle, Washington; \$9,100,000 shall be for U.S. 119 over Pine Mountain in Letcher County, Kentucky; \$4,700,000 shall be for the Lake Street Access to I-35 West project in Minneapolis, Minnesota; \$500,000 shall be for the Interstate 55 interchange project at Weaver Road and River Des Peres in Missouri; and \$500,000 shall be for damage resulting from tornadoes, flooding and icestorms in northwest Wisconsin including Bayfield and Douglas counties.

FEDERAL-AID HIGHWAYS
(HIGHWAY TRUST FUND)
(RESCISSIONS)

Of the unobligated balances made available under Public Law 94-280, Public Law 95-599, Public Law 97-424, Public Law 100-17, Public Law 101-516, Public Law 102-143, Public Law 102-240, and Public Law 103-311, \$15,918,497 are rescinded.

RELATED AGENCY

UNITED STATES-CANADA RAILROAD COMMISSION

For necessary expenses of the joint United States-Canada Railroad Commission to study the feasibility of connecting the rail system in Alaska to the North American continental rail system, \$2,000,000, to remain available until expended.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2901. (a) Item 143 in the table under the heading "Capital Investment Grants" in title I of the Department of Transportation and Related Agencies Appropriations Act, 1999 (Public Law 105-277; 112 Stat. 2681-456) is amended by striking "Northern New Mexico park and ride facilities" and inserting "Northern New Mexico park and ride facilities and State of New Mexico, Buses and Bus-Related Facilities".

(b) Item 167 in the table under the heading "Capital Investment Grants" in title I of the Department of Transportation and Related Agencies Appropriations Act, 2000 (Public Law 106-69; 113 Stat. 1006) is amended by striking "Northern New Mexico Transit Express/Park and Ride buses" and inserting "Northern New Mexico park and ride facilities and State of New Mexico, Buses and Bus-Related Facilities".

CHAPTER 10

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses” to reimburse any agency of the Department of the Treasury or other Federal agency for costs of providing operational and perimeter security at the 2002 Winter Olympics in Salt Lake City, Utah, \$59,956,000, to remain available until September 30, 2002.

FINANCIAL MANAGEMENT SERVICE

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, \$49,576,000, to remain available through September 30, 2002.

INTERNAL REVENUE SERVICE

PROCESSING, ASSISTANCE, AND MANAGEMENT

For an additional amount for “Processing, Assistance, and Management”, \$66,200,000, to remain available through September 30, 2002.

FEDERAL PAYMENT TO MORRIS K. UDALL SCHOLARSHIP AND
EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION

Of the funds made available under this heading in H.R. 5658 of the 106th Congress, as incorporated by reference in Public Law 106-554, up to \$1,000,000 may be transferred and made available for necessary expenses incurred pursuant to section 6(7) of the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Policy Act of 1992 (20 U.S.C. 5604(7)), to remain available until expended.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 21001. Section 413 of H.R. 5658, as incorporated by reference in Public Law 106-554, is amended to read as follows:

“SEC. 413. DESIGNATION OF THE PAUL COVERDELL BUILDING. The recently-completed classroom building constructed on the Core Campus of the Federal Law Enforcement Training Center in Glynnco, Georgia, shall be known and designated as the ‘Paul Coverdell Building’.”.

SEC. 21002. Of unobligated balances as of September 30, 2000, appropriated in, and further authorized through section 511 of Public Law 106-58, and under the headings, “Internal Revenue Service, Processing, Assistance, and Management”, “Tax Law Enforcement”, and “Earned Income Tax Compliance”, \$18,000,000 is hereby rescinded, effective September 30, 2001, as follows: \$9,805,000 from “Processing, Assistance, and Management”, \$6,952,000 from “Tax Law Enforcement”, and \$1,243,000 from “Earned Income Tax Credit Compliance Initiative”.

CHAPTER 11

DEPARTMENT OF VETERANS AFFAIRS

VETERANS BENEFITS ADMINISTRATION

COMPENSATION AND PENSIONS

For an additional amount for “Compensation and pensions”, \$589,413,000, to remain available until expended.

READJUSTMENT BENEFITS

For an additional amount for “Readjustment benefits”, \$347,000,000, to remain available until expended.

VETERANS HEALTH ADMINISTRATION

MEDICAL AND PROSTHETIC RESEARCH

Of the amount provided for “Medical and prosthetic research” in the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 2001 (Public Law 106–377), up to \$3,500,000 may be used for associated travel expenses.

DEPARTMENTAL ADMINISTRATION

GENERAL OPERATING EXPENSES

(TRANSFER OF FUNDS)

Of the amounts available in the Medical care account, not more than \$19,000,000 may be transferred not later than September 30, 2001, to the General operating expenses account, for the administrative expenses of processing compensation and pension claims, of which up to \$5,000,000 may be used for associated travel expenses.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

PUBLIC AND INDIAN HOUSING

HOUSING CERTIFICATE FUND

(RESCISSION)

\$114,300,000 is rescinded from unobligated balances remaining from funds appropriated to the Department of Housing and Urban Development under this heading or the heading “Annual contributions for assisted housing” or any other heading for fiscal year 2000 and prior years: Provided, That any such balances governed by re-allocation provisions under the statute authorizing the program for which the funds were originally appropriated shall not be available for this rescission.

NATIVE AMERICAN HOUSING BLOCK GRANTS

Of the funds provided under this heading within the Department of Housing and Urban Development in fiscal year 2001 and prior years, \$5,000,000 shall be made available for emergency housing, housing assistance, and other assistance to address the mold problem at the Turtle Mountain Indian Reservation: Provided, That

the Federal Emergency Management Agency shall provide technical assistance to the Turtle Mountain Band of Chippewa with respect to the acquisition of emergency housing and related issues on the Turtle Mountain Indian Reservation.

COMMUNITY PLANNING AND DEVELOPMENT

COMMUNITY DEVELOPMENT FUND

(INCLUDING RESCISSION)

Except for the amount made available for the cost of guaranteed loans as authorized under section 108 of the Housing and Community Development Act of 1974, the unobligated balances available in Public Law 106–377 for use under this heading in only fiscal year 2001 are rescinded as of the date of enactment of this provision.

The amount of the unobligated balances rescinded in the preceding paragraph is appropriated for the activities specified in Public Law 106–377 for which such balances were available, to remain available until September 30, 2003.

The referenced statement of the managers under this heading in Public Law 106–377 is deemed to be amended with respect to the amount made available for Rio Arriba County, New Mexico by striking the words “for an environmental impact statement” and inserting the words “for a regional landfill”.

The referenced statement of the managers in the seventh undesignated paragraph under this heading in title II of Public Law 106–377 is deemed to be amended by striking “\$500,000 for Essex County, Massachusetts for its wastewater and combined sewer overflow program;” in reference to an appropriation for Essex County, and inserting “\$500,000 to the following Massachusetts communities for wastewater and combined sewer overflow infrastructure improvements: Beverly (\$32,000); Peabody (\$32,000); Salem (\$32,000); Lynn (\$32,000); Newburyport (\$32,000); Gloucester (\$32,000); Marblehead (\$30,000); Danvers (\$30,000); Ipswich (\$17,305); Amesbury (\$17,305); Manchester (\$17,305); Essex (\$17,305); Rockport (\$17,305); and Haverhill (\$161,475);”.

The referenced statement of the managers in the seventh undesignated paragraph under this heading in title II of Public Law 106–377 is deemed to be amended by striking “\$100,000 to Essex County, Massachusetts for cyberdistrict economic development initiatives;” in reference to an appropriation for Essex County, and inserting “\$75,000 to improve cyber-districts in Haverhill, Massachusetts and \$25,000 to improve cyber-districts in Amesbury, Massachusetts;”.

The referenced statement of the managers in the seventh undesignated paragraph under this heading in title II of Public Law 106–377 is deemed to be amended by striking “women’s and children’s hospital” in reference to an appropriation for Hackensack University Medical Center, and inserting “the construction of the Audrey Hepburn Children’s House”: Provided, That the referenced statement of the managers in the seventh undesignated paragraph under the heading “Community development block grants” in title II of Public Law 106–74 is deemed to be amended by striking “rehabilitation and conversion of part of the NYNEX building into a parking garage” in reference to an appropriation for the City of Syracuse, New

York, and inserting “the demolition and revitalization of the Montgomery Street / Columbus Circle National Register District Area”.

FEDERAL HOUSING ADMINISTRATION

FHA—MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

(TRANSFER OF FUNDS)

Of the amounts available for administrative expenses and administrative contract expenses under the headings, “FHA—mutual mortgage insurance program account”, “FHA—general and special risk program account”, and “Salaries and expenses, management and administration” in title II of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 2001, as enacted by Public Law 106-377, not to exceed \$8,000,000 is available to liquidate deficiencies incurred in fiscal year 2000 in the “FHA—mutual mortgage insurance program account”.

INDEPENDENT AGENCIES

DEPARTMENT OF DEFENSE—CIVIL

CEMETERIAL EXPENSES, ARMY

SALARIES AND EXPENSES

Notwithstanding any other provision of law, the provisions of section 401 of Chapter 4 of Appendix D of Public Law 106-554 shall not apply to Arlington National Cemetery (the Cemetery): Provided, That water and sewer services expenses charged to the Cemetery in excess of that amount which the Cemetery has to date paid for such services shall, for the purposes of section 104 of Chapter 4 of Appendix D of Public Law 106-554, be paid for out of appropriations accounts of the Department of Defense other than such account for the Cemetery: Provided further, That in satisfying the provisions of section 401 of Chapter 4 of Appendix D of Public Law 106-554 for fiscal year 2002 and future years, the water and sewer services expenses of the Cemetery shall be that amount as determined by metering within the Cemetery: Provided further, That to the extent the Department of the Treasury has heretofore withdrawn funds of the Cemetery pursuant to section 401 of Chapter 4 of Appendix D of Public Law 106-554, such amount shall be reimbursed to the Cemetery by the Department of the Treasury from funds withdrawn from appropriations accounts of the Department of Defense other than such account for the Cemetery.

ENVIRONMENTAL PROTECTION AGENCY

ENVIRONMENTAL PROGRAMS AND MANAGEMENT

From the amounts appropriated for Cortland County, New York and Central New York Watersheds under this heading in title III of Public Law 106-377 and in future Acts, the Administrator is authorized to award grants for work on New York watersheds: Provided, That notwithstanding any other provision of law, the funds provided to the Salt Lake Organizing Committee (SLOC) under this heading in Public Law 106-377 are available for grants for environ-

mental programs and operations as set forth in the November 2000 Environment Annual Report of the Salt Lake 2002 Olympic Winter Games: Provided further, That the Environmental Protection Agency shall make such funds available within thirty days of enactment of this Act: Provided further, That actual costs incurred by the SLOC for activities consistent with the aforementioned report undertaken by the SLOC subsequent to enactment of Public Law 106-377 shall be eligible for reimbursement under this grant and shall not require a grant deviation by the Agency.

STATE AND TRIBAL ASSISTANCE GRANTS

The referenced statement of the managers under this heading in Public Law 106-377 is deemed to be amended by striking all after the words “Beloit, Wisconsin” in reference to item number 236, and inserting the words “extension of separate sanitary sewers and extension of separate storm sewers”.

The referenced statement of the managers under this heading in Public Law 106-377 is deemed to be amended by striking all after the words “Limestone County Water and Sewer Authority in Alabama for” in reference to item number 13, and inserting the words “drinking water improvements”: Provided, That the referenced statement of the managers under this heading in Public Law 106-377 is deemed to be amended by striking all after the words “Clinton, Tennessee for” in reference to item number 211, and inserting the words “wastewater and sewer system infrastructure improvements”.

The referenced statement of the managers under this heading in Public Law 106-377 is deemed to be amended by striking the words “the City of Hartselle” in reference to item number 11, and inserting the words “Hartselle Utilities”.

The referenced statement of the managers under this heading in Public Law 106-377 is deemed to be amended by striking the words “Florida Department of Environmental Protection” in reference to item number 48, and inserting the words “Southwest Florida Water Management District”.

Under this heading in title III of Public Law 106-377, strike “\$3,628,740,000” and insert “\$3,641,341,386”.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

HUMAN SPACE FLIGHT

Notwithstanding the proviso under the heading, “Human space flight”, in Public Law 106-74, \$40,000,000 of the amount provided therein shall be available for preparations necessary to carry out future research supporting life and micro-gravity science and applications.

TITLE III

GENERAL PROVISIONS—THIS ACT

SEC. 3001. *No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.*

SEC. 3002. UNITED STATES-CHINA SECURITY REVIEW COMMISSION. *There are hereby appropriated, out of any funds in the Treasury not otherwise appropriated, \$1,700,000, to remain available*

until expended, to the United States-China Security Review Commission.

This Act may be cited as the “Supplemental Appropriations Act, 2001”.

And the Senate agree to the same.

C.W. BILL YOUNG,
RALPH REGULA,
JERRY LEWIS,
HAROLD ROGERS,
JOE SKEEN,
FRANK R. WOLF,
JIM KOLBE,
SONNY CALLAHAN,
JAMES T. WALSH,
CHARLES H. TAYLOR,
DAVID L. HOBSON,
ERNEST J. ISTOOK, Jr.,
HENRY BONILLA,
JOE KNOLLENBERG,
DAVID R. OBEY,
JOHN P. MURTHA,
NORMAN DICKS,
MARTIN OLAV SABO,
STENY H. HOYER,
ALAN B. MOLLOHAN,
MARCY KAPTUR,
PETER J. VISCLOSKY,
NITA M. LOWEY,
JOSÉ E. SERRANO,
JOHN W. OLVER,

Managers on the Part of the House.

ROBERT C. BYRD,
DANIEL K. INOUE,
FRITZ HOLLINGS,
TED STEVENS,
THAD COCHRAN,

Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2216) making supplemental appropriations for the fiscal year ending September 30, 2001, and for other purposes, submit the following joint statement to the House and the Senate in explanation of the effects of the action agreed upon by the managers and recommended in the accompanying conference report.

Report language included by the House in the report accompanying H.R. 2216 (H. Rept. 107-102) which is not changed by the Senate in the report accompanying S. 1077 (S. Rept. 107-33), and Senate report language which is not changed by the conference are approved by the committee of conference. The statement of managers, while repeating some report language for emphasis, is not intended to negate the language referred to above unless expressly provided therein.

TITLE I

NATIONAL SECURITY MATTERS

CHAPTER 1

DEPARTMENT OF JUSTICE

RADIATION EXPOSURE COMPENSATION

PAYMENT TO THE RADIATION EXPOSURE COMPENSATION TRUST FUND

The conference agreement includes language that provides such sums as may be necessary in fiscal year 2001 to make payment to the Radiation Exposure Compensation Trust Fund. The conferees believe that the Federal government must meet its obligations to persons, and their families, who were exposed to radiation and who now suffer from related diseases. The conferees further note that the compensation payments are based on claimants meeting eligibility criteria and therefore should be mandatory in nature, and such payments are assumed in the fiscal year 2002 congressional budget resolution to be scored as mandatory with enactment of appropriate legislation starting in fiscal year 2002. The conferees are approving these additional funds for fiscal year 2001 with the understanding and expectation that future funding for this purpose will be mandatory and that further discretionary appropriations will not be necessary and should not be provided in subsequent appropriations acts.

CHAPTER 2

DEPARTMENT OF DEFENSE—MILITARY

MILITARY PERSONNEL

The supplemental request included \$515,000,000 for functions funded in title I, Military Personnel, of the Department of Defense Appropriations Act. The conferees recommend \$515,000,000, as detailed in the following table.

[In thousands of dollars]

Program	Request	House	Senate	Conference
Legislated Pay Entitlements	116,000	116,000	116,000	116,000
Military Personnel, Army	(33,000)	(33,000)	(33,000)	(33,000)
Military Personnel, Navy	(30,000)	(30,000)	(30,000)	(30,000)
Military Personnel, Marine Corps	(10,000)	(10,000)	(10,000)	(10,000)
Military Personnel, Air Force	(28,000)	(28,000)	(28,000)	(28,000)
Reserve Personnel, Army	(4,000)	(4,000)	(4,000)	(4,000)
Reserve Personnel, Air Force	(2,000)	(2,000)	(2,000)	(2,000)
National Guard Personnel, Army	(6,000)	(6,000)	(6,000)	(6,000)
National Guard Personnel, Air Force	(3,000)	(3,000)	(3,000)	(3,000)
Basic Allowance for Housing Survey	210,000	210,000	210,000	210,000
Military Personnel, Army	(78,000)	(78,000)	(78,000)	(78,000)
Military Personnel, Navy	(13,000)	(13,000)	(13,000)	(13,000)
Military Personnel, Marine Corps	(45,000)	(45,000)	(45,000)	(45,000)
Military Personnel, Air Force	(59,000)	(59,000)	(59,000)	(59,000)
Reserve Personnel, Army	(6,000)	(6,000)	(6,000)	(6,000)
National Guard Personnel, Air Force	(9,000)	(9,000)	(9,000)	(9,000)
Subsistence	28,000	28,000	28,000	28,000
Military Personnel, Army	(28,000)	(28,000)	(28,000)	(28,000)
Reserve Training	42,000	48,500	42,000	48,500
Reserve Personnel, Army	(42,000)	(42,000)	(42,000)	(42,000)
Reserve Personnel, Air Force	(0)	(6,500)	(0)	(6,500)
Officer Pay Table Reform	28,000	28,000	28,000	28,000
Military Personnel, Navy	(28,000)	(28,000)	(28,000)	(28,000)
Permanent Change of Station Moves	58,000	58,000	58,000	58,000
Military Personnel, Army	(25,000)	(25,000)	(25,000)	(25,000)
Military Personnel, Navy	(13,000)	(13,000)	(13,000)	(13,000)
Military Personnel, Marine Corps	(14,000)	(14,000)	(14,000)	(14,000)
Military Personnel, Air Force	(6,000)	(6,000)	(6,000)	(6,000)
Recruiting and Retention	33,000	26,500	33,000	26,500
Military Personnel, Air Force	(33,000)	(33,000)	(33,000)	(33,000)

OPERATION AND MAINTENANCE

The supplemental request included \$2,841,700,000 for functions funded in title II, Operation and Maintenance, of the Department of Defense Appropriations Act. The conferees recommend \$3,046,650,000, instead of \$2,852,300,000 as proposed by the House, and \$3,002,450,000 as proposed by the Senate. The following table summarizes the conferees' recommendations.

[In thousands of dollars]

Program	Request	House	Senate	Conference
Flying Hours	970,000	970,000	970,000	970,000
Operation and Maintenance, Navy	(425,000)	(425,000)	(425,000)	(425,000)
Operation and Maintenance, Air Force	(418,000)	(418,000)	(418,000)	(418,000)
Operation and Maintenance, Defense-Wide	(20,000)	(20,000)	(20,000)	(20,000)
Operation and Maintenance, Air Force Reserve ...	(14,000)	(14,000)	(14,000)	(14,000)
Operation and Maintenance, Air National Guard ..	(93,000)	(93,000)	(93,000)	(93,000)
Focused Relief	36,000	36,000	0	18,500

[In thousands of dollars]

Program	Request	House	Senate	Conference
Operation and Maintenance, Army	(10,700)	(10,700)	(0)	(4,000)
Operation and Maintenance, Navy	(7,000)	(7,000)	(0)	(0)
Operation and Maintenance, Air Force	(3,800)	(3,800)	(0)	(0)
Operation and Maintenance, Defense-Wide	(14,500)	(14,500)	(0)	(14,500)
Base Operations	414,000	407,000	447,500	429,000
Operation and Maintenance, Army	(300,000)	(300,000)	(300,000)	(300,000)
Operation and Maintenance, Navy	(83,000)	(83,000)	(116,500)	(105,000)
Operation and Maintenance, Air Force	(7,000)	(0)	(7,000)	(0)
Operation and Maintenance, Army Reserve	(7,000)	(7,000)	(7,000)	(7,000)
Operation and Maintenance, Navy Reserve	(7,000)	(7,000)	(7,000)	(7,000)
Operation and Maintenance, Army National Guard	(10,000)	(10,000)	(10,000)	(10,000)
Second Destination Transportation	62,000	50,000	62,000	50,000
Operation and Maintenance, Army	(62,000)	(50,000)	(62,000)	(50,000)
Force Protection	33,000	33,000	33,000	33,000
Operation and Maintenance, Navy	(22,000)	(22,000)	(22,000)	(22,000)
Operation and Maintenance, Marine Corps	(11,000)	(11,000)	(11,000)	(11,000)
Contractor Logistics Support	63,000	63,000	38,500	43,600
Operation and Maintenance, Air Force	(63,000)	(63,000)	(38,500)	(43,600)
Joint Exercises	11,000	11,000	11,000	11,000
Operation and Maintenance, Air Force	(11,000)	(11,000)	(11,000)	(11,000)
Ehime Maru	36,000	36,000	36,000	36,000
Operation and Maintenance, Navy	(36,000)	(36,000)	(36,000)	(36,000)
Utilities	465,000	463,100	465,000	465,000
Operation and Maintenance, Army	(172,800)	(172,800)	(172,800)	(172,800)
Operation and Maintenance, Navy	(37,000)	(37,000)	(37,000)	(37,000)
Operation and Maintenance, Marine Corps	(38,000)	(38,000)	(38,000)	(38,000)
Operation and Maintenance, Air Force	(136,200)	(136,200)	(136,200)	(136,200)
Operation and Maintenance, Defense-Wide	(23,900)	(22,000)	(23,900)	(23,900)
Operation and Maintenance, Army Reserve	(13,500)	(13,500)	(13,500)	(13,500)
Operation and Maintenance, Navy Reserve	(5,500)	(5,500)	(5,500)	(5,500)
Operation and Maintenance, Marine Corps Reserve	(1,900)	(1,900)	(1,900)	(1,900)
Operation and Maintenance, Air Force Reserve	(6,000)	(6,000)	(6,000)	(6,000)
Operation and Maintenance, Army National Guard	(13,900)	(13,900)	(13,900)	(13,900)
Operation and Maintenance, Air National Guard	(16,300)	(16,300)	(16,300)	(16,300)
DoD Electrical Demand Reduction	24,500	41,500	24,500	41,500
Operation and Maintenance, Army	(300)	(7,100)	(300)	(300)
Operation and Maintenance, Navy	(14,000)	(21,200)	(14,000)	(24,200)
Operation and Maintenance, Marine Corps	(5,400)	(5,400)	(5,400)	(5,400)
Operation and Maintenance, Air Force	(4,800)	(7,800)	(4,800)	(4,800)
Operation and Maintenance, Defense-Wide	(0)	(0)	(0)	(6,800)
Real Property Maintenance	186,000	144,300	293,000	271,300
Operation and Maintenance, Army	(107,000)	(91,000)	(214,000)	(214,000)
Operation and Maintenance, Navy	(44,000)	(31,500)	(44,000)	(31,500)
Operation and Maintenance, Air Force	(16,000)	(6,800)	(16,000)	(6,800)
Operation and Maintenance, Army National Guard	(19,000)	(15,000)	(19,000)	(19,000)
Aircraft Depot Maintenance	276,000	276,000	276,000	276,000
Operation and Maintenance, Navy	(77,000)	(77,000)	(77,000)	(77,000)
Operation and Maintenance, Air Force	(175,000)	(175,000)	(175,000)	(175,000)
Operation and Maintenance, Air Force Reserve	(14,000)	(14,000)	(14,000)	(14,000)
Operation and Maintenance, Air National Guard	(10,000)	(10,000)	(10,000)	(10,000)
Ship Depot Maintenance	200,000	200,000	200,000	200,000
Operation and Maintenance, Navy	(200,000)	(200,000)	(200,000)	(200,000)
Ship Depot Operations Support	0	0	20,000	20,000
Operation and Maintenance, Navy	(0)	(0)	(20,000)	(20,000)
Spare Parts	0	0	30,000	25,000
Operation and Maintenance, Army	(0)	(0)	(30,000)	(25,000)
Pacific Command Initiatives	0	0	38,000	38,000
Operation and Maintenance, Navy	(0)	(0)	(38,000)	(38,000)
East Timor	0	0	5,000	5,000
Operation and Maintenance, Army	(0)	(0)	(2,400)	(2,400)

[In thousands of dollars]

Program	Request	House	Senate	Conference
Operation and Maintenance, Marine Corps	(0)	(0)	(2,600)	(2,600)
Strategic Lift in the Pacific	0	0	5,000	5,000
Operation and Maintenance, Marine Corps	(0)	(0)	(5,000)	(5,000)
Classified Programs	65,200	96,400	47,950	87,850
Recruiting and Advertising	0	25,000	0	20,900
Operation and Maintenance, Army	(0)	(25,000)	(0)	(20,900)

SPARE PARTS FUNDING

The conferees concur with the Senate's recommended reporting requirements concerning supplemental funding for consumable and reparable spare parts.

ARMY RECRUITING AND ADVERTISING

The conferees recommend \$20,900,000, instead of \$25,000,000 as proposed by the House to fund the Army's advertising campaign sufficiently through the end of the fiscal year. The conferees are aware of the Army's advertising efforts to focus on certain audiences, including Hispanics, and directs that no less than \$5,000,000 of the funds provided be used to further increase existing production efforts directed toward Hispanic recruits.

ARMY REAL PROPERTY MAINTENANCE

The conferees do not agree with the direction in the Senate report regarding the allocation of Army real property maintenance funding.

DEPARTMENT OF DEFENSE ENERGY DEMAND REDUCTION

The conferees include \$45,700,000 as proposed by the House instead of \$28,700,000 as proposed by the Senate, for Department of Defense energy demand reduction programs. The conferees are greatly concerned about the impact of Department of Defense energy consumption on the Western power grid. The conferees believe strongly that the Secretary of Defense must address this issue with a plan that combines greater energy efficiencies with a determined effort to fully utilize the Department's significant generating capabilities, as well as the land and other natural resources that are available for lease to private power companies. In order to assist in relieving energy demand during electric power emergencies in the western region during such emergencies, the Secretary should use all electric generating facilities owned or operated by the Department of Defense in that region, other than hydroelectric or facilities required for high priority military readiness, to generate energy for use by facilities of the Department of Defense or to be interconnected to public electric power transmission and distribution systems for use on a reimbursable basis. Of the funds provided, the conferees direct the following are to remain available through fiscal year 2002 and to be used as follows:

For "Operation and Maintenance, Defense-Wide", up to \$5,500,000, to implement an aggressive energy conservation program which performs energy and sustainability audits of facilities

at Department of Defense installations on the Western power grid to produce specific recommendations for immediate implementation of energy conservation measures. The conferees direct that the program be conducted using as equal partners, Brooks Energy and Sustainability Laboratory and Lawrence Berkeley Laboratory, with the inclusion of other entities with expertise in the field as appropriate.

For “Operation and Maintenance, Defense-Wide”, \$1,300,000, to conduct a study of installations within the Western power grid for siting potential energy generating facilities under an environmental stewardship program. The conferees note that the National Defense Authorization Act, 2001, expands the Department of Defense’s authority to lease real property. This authority could be utilized to site energy generating facilities on installations in return for low cost/no cost reliable power. In addition, there is significant opportunity to leverage private sector investment for environmental restoration in such lease agreements. The conferees direct that the study be focused on and coordinated with an organization having particular experience in establishing a public/private sector capital investment environmental stewardship program for siting power generation systems and addressing urgent environmental issues with potential installations, their local communities, and regulatory agencies. The conferees further direct that the Secretary of Defense designate an appropriate entity using existing personnel within the Department of Defense to centralize service activities under this initiative, and report to the congressional defense committees not later than March 31, 2002, on the results of this study and efforts by the Department to lease real property for these purposes.

For “Operation and Maintenance, Navy”, \$10,200,000 for geothermal well drilling at China Lake.

The conferees direct that in distributing requested funds for the Energy Demand Reduction program, the Department should prioritize projects based upon available data to include increases in installation utility costs, the rate of savings in energy demand the project will produce, and the availability of service resources to complete the project. The conferees further direct the Secretary to submit a report to the congressional defense committees within 45 days of enactment of this Act that describes the complete criteria to be used and the proposed projects for distribution of these funds.

PROCUREMENT

The supplemental request included \$550,700,000 for functions funded in title III, Procurement, of the Department of Defense Appropriations Act. The conferees recommend \$572,650,000 instead of \$488,700,000 as proposed by the House, and \$596,150,000 as proposed by the Senate. The following table summarizes the conferees’ recommendations.

[In thousands of dollars]

Program	Request	House	Senate	Conference
Training Munitions	73,000	73,000	31,200	31,200
Procurement of Ammunition, Air Force	(73,000)	(73,000)	(31,200)	(31,200)
C-17 Overhead Costs	49,000	49,000	49,000	49,000

[In thousands of dollars]

Program	Request	House	Senate	Conference
Aircraft Procurement, Air Force	(49,000)	(49,000)	(49,000)	(49,000)
Ship Cost Growth	222,000	222,000	297,000	297,000
Shipbuilding and Conversion, Navy	(222,000)	(222,000)	(297,000)	(297,000)
DoD Electrical Demand Reduction	4,200	4,200	4,200	4,200
Other Procurement, Army	(3,000)	(3,000)	(3,000)	(3,000)
Other Procurement, Air Force	(1,200)	(1,200)	(1,200)	(1,200)
Classified Programs	202,500	125,000	199,250	171,750
Global Positioning System NUDET	0	15,500	15,500	15,500
Missile Procurement, Air Force	(0)	(15,500)	(15,500)	(15,500)
Shortstop	0	0	0	4,000
Other Procurement, Army	(0)	(0)	(0)	(4,000)

OTHER PROCUREMENT, ARMY

SHORTSTOP ELECTRONIC PROTECTION SYSTEM

The conferees agree to restore \$4,000,000 of the \$8,000,000 rescinded by the House for the Shortstop Electronic Protection System (SEPS), and to realign these funds from “Procurement, Marine Corps” to “Other Procurement, Army”, only for the purpose of procuring the SEPS countermeasure system to meet the force protection requirements of Army National Guard units deploying to contingency operations areas and for other Army National Guard requirements.

AIRCRAFT PROCUREMENT, NAVY

JOINT PRIMARY AIRCRAFT TRAINING SYSTEM (JPATS)

The conferees are concerned by the Department of the Navy’s decision to discontinue acquisition of the Joint Primary Aircraft Training System (JPATS) for fiscal years 2002 through 2007. JPATS is currently scheduled to replace all Air Force and Navy primary training aircraft and ground based training systems. The program was designed to provide a training aircraft that offers better performance, increased safety, and greater cost-effectiveness than the existing trainer aircraft fleet. The program was also conceived as a joint program with the Navy and the Air Force to create a common multi-service flight training environment as well as to take advantage of economies of scale during the production run.

The conferees direct that no later than 30 days after the enactment of this Act, the Secretary of the Navy shall submit a report to the House and Senate Appropriations Committees detailing the business case for deferring JPATS acquisition. The report should include a discussion of: (1) all life cycle cost impacts associated with the decision to defer acquisition of JPATS; (2) safety issues related to continued use of the T-34 trainer; and (3) the implications of a non-joint initial flight training curriculum.

MISSILE PROCUREMENT, AIR FORCE

GPS NUCLEAR DETONATION

The conferees agree to provide \$15,500,000 in the “Missile Procurement, Air Force” account for GPS Nuclear Detonation. The con-

ferrees direct that these funds shall be executed within the line-item entitled, “NUDET Detection System”. The conferees agree with the Senate direction regarding transfer of funds in the outyears. The conferees expect the Air Force, as executive agent for space, to protect the interests of the diverse stakeholders who rely on enabling space technology to achieve mission success.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

The supplemental request included \$440,500,000 for functions funded in title IV, Research, Development, Test and Evaluation, of the Department of Defense Appropriations Act. The conferees recommend \$492,600,000, instead of \$525,600,000 as proposed by the House, and \$385,500,000 as proposed by the Senate. The following table summarizes the conferees’ recommendations.

[In thousands of dollars]

Program	Request	House	Senate	Conference
ISR Enhancements	0	5,000	0	5,000
Research, Development, Test and Evaluation, Army	(0)	(5,000)	(0)	(5,000)
Airborne Laser	153,000	153,000	153,000	153,000
Research, Development, Test and Evaluation, Air Force	(153,000)	(153,000)	(153,000)	(153,000)
Launch Vehicle Demonstration	48,000	48,000	48,000	48,000
Research, Development, Test and Evaluation, Air Force	(48,000)	(48,000)	(48,000)	(48,000)
Global Hawk	25,000	17,000	25,000	17,000
Research, Development, Test and Evaluation, Air Force	(25,000)	(17,000)	(25,000)	(17,000)
Miniature Munitions	20,000	13,000	0	13,000
Research, Development, Test and Evaluation, Air Force	(20,000)	(13,000)	(0)	(13,000)
ISR Battle Management	0	5,000	0	5,000
Research, Development, Test and Evaluation, Air Force	(0)	(5,000)	(0)	(5,000)
Joint Experimentation	15,000	15,000	15,000	15,000
Research, Development, Test and Evaluation, De- fense-Wide	(15,000)	(0)	(0)	(0)
Research, Development, Test and Evaluation, Navy	(0)	(15,000)	(15,000)	(15,000)
V-22 Aircraft	80,000	120,000	80,000	80,000
Research, Development, Test and Evaluation, Navy	(80,000)	(120,000)	(80,000)	(80,000)
Naval Fires Network	0	5,000	0	5,000
Research, Development, Test and Evaluation, Navy	(0)	(5,000)	(0)	(5,000)
PIPES Program	0	0	4,000	4,000
Research, Development, Test and Evaluation, De- fense-Wide	(0)	(0)	(4,000)	(4,000)
COTS Visualization and Blast Modeling for Force Pro- tection	0	0	0	3,000
Research, Development, Test and Evaluation, De- fense-Wide	(0)	(0)	(0)	(3,000)
Classified Programs	99,500	144,600	60,500	144,600

GLOBAL HAWK UNMANNED AERIAL VEHICLE

The conferees agree to provide \$17,000,000 to accelerate the development of the Global Hawk High Altitude Endurance Unmanned Aerial Vehicle as recommended by the House, instead of \$25,000,000 as recommended by the Senate.

The conferees agree the Air Force should use up to \$3,000,000 of the funds provided to conduct a competitive fly-off demonstration to evaluate existing sensor systems, particularly electro-optical and infrared sensors and synthetic aperture radars. Prior to the obligation of the funds for the fly-off demonstration, the Air Force should submit a report to the House and Senate Committees on Appropriations that outlines the strategy and milestone decision points for the demonstration.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

V-22

The conferees agree to retain sufficient fiscal year 2001 funding for the V-22 program to sustain current minimum production rates and support the Blue Ribbon Panel's findings, as well as make prudent reductions to the program in recognition that the aircraft's deficiencies must be corrected. As such, the conferees approve a supplemental appropriation of \$80,000,000 for the V-22 development program only for correction of deficiencies, flight test, and flight test support. A reduction of \$199,000,000 is approved for the Marine Corps V-22 procurement program, instead of the \$235,000,000 reduction proposed by the Defense Department. This adjustment will allow the Marine Corps to purchase 11 aircraft, the minimum production rate required. The conferees also approve a reduction of \$327,500,000 from the CV-22 procurement program, delaying initial acquisition of this aircraft until deficiencies can be corrected.

The conferees remain supportive of the goals of the Special Operations Command concerning the CV-22, but believe that all issues with the program restructure need to be resolved before acquisition of CV-22 test articles is warranted.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE

NATIONAL IMAGERY AND MAPPING AGENCY

The conferees agree to two rescissions totaling \$7,000,000, from "Research, Development, Test and Evaluation, Defense-Wide" and a reappropriation of these amounts for the National Imagery and Mapping Agency. The conferees agree to provide \$4,000,000 for PIPES and \$3,000,000 for Blast Visualization-COTS Visualization and Blast Modeling for Force Protection.

CENTER FOR THE COMMERCIAL DEPLOYMENT OF TRANSPORTATION TECHNOLOGIES

The conferees believe that preliminary studies of high speed cargo craft for ocean shipping conducted by the Center for the Commercial Deployment of Transportation Technologies under the guidance of USTRANSCOM and MARAD hold promise for development of safe and profitable high-speed shipping vessels that would have utility for the movement of high priority military cargo. The conferees expect USTRANSCOM to accelerate planning efforts for follow-on CCDoTT development and engineering activities to aid in

the evaluation of current sealift designs, shipbuilding requirements and capabilities, and advanced shipbuilding technology, and examination of market opportunity and economic viability. The USTRANSCOM shall provide to the House and Senate Committees on Appropriations by no later than September 30, 2001 an outyear funding plan including funding requirements and a milestone timetable for continuing the follow-on development and engineering studies for this effort.

REVOLVING AND MANAGEMENT FUNDS

DEFENSE WORKING CAPITAL FUNDS

The supplemental request included \$178,400,000 for functions funded in title V, Revolving and Management Funds, of the Department of Defense Appropriations Act. The conferees recommend \$178,400,000 as detailed in the following table.

[In thousands of dollars]

Program	Request	House	Senate	Conference
Utilities	178,400	178,400	178,400	178,400
Defense Working Capital Funds	(178,400)	(178,400)	(178,400)	(178,400)

OTHER DEPARTMENT OF DEFENSE PROGRAMS

The supplemental request included \$1,453,400,000 for functions funded in title VI, Other Department of Defense Programs, of the Department of Defense Appropriations Act. The conferees recommend \$1,603,400,000, instead of \$1,653,400,000 as proposed by the House and \$1,522,200,000 as proposed by the Senate. The following table summarizes the conferees' recommendations.

[In thousands of dollars]

Program	Request	House	Senate	Conference
Defense Health Program	1,453,400	1,653,400	1,522,200	1,603,400
Operation and Maintenance, Defense Health Program	(1,427,000)	(1,427,000)	(1,427,000)	(1,427,000)
Operation and Maintenance, Defense Health Program (for utilities)	(26,400)	(26,400)	(26,400)	(26,400)
Operation and Maintenance, Defense Health Program (MTF Optimization)	(0)	(200,000)	(0)	(120,000)
Operation and Maintenance, Defense Health Program (MTF Operations)	(0)	(0)	(68,800)	(30,000)
Drug Interdiction and Counter-Drug Activities, Defense (for utilities)	0	1,900	0	0

SUPPORT TO MILITARY MEDICAL TREATMENT FACILITIES

The conferees have agreed to provide an increase over the President's budget request of \$150,000,000 to initiate an effort to reverse the disinvestments in the military direct care system. This compares to an increase of \$200,000,000 proposed by the House and an increase of \$68,800,000 proposed by the Senate. The conferees agree that better utilization of direct care military medical treatment facilities must be a principal component of the Department's future plans to control the explosive cost growth in the Defense Health Program. These funds are to be distributed as follows:

\$30,000,000 for Army optimization projects;
 \$30,000,000 for Navy optimization projects;
 \$30,000,000 for Air Force optimization projects;
 \$30,000,000 for advanced medical practices;
 \$30,000,000 for other direct care/MTF requirements.

The conferees agree to the direction provided in the House report outlining the types of optimization projects that are eligible for these funds, guidance on calculating the cost effectiveness proviso in the bill for potential optimization projects, and the requirement for reporting to Congress on the use of these funds. The conferees agree that the \$30,000,000 reserved for advanced medical practices shall be used to implement newly developed practices, procedures and techniques such as laser refractive eye surgery, liquid based cytology, positron emission tomography, non-invasive colonoscopy, and rigorous pre-symptomatic screening to augment existing DoD personal wellness and readiness programs.

OUTCOMES MANAGEMENT DEMONSTRATION

The conferees support the outcomes management demonstration at the Walter Reed Army Medical Center (WRAMC). In addition, the conferees have provided an additional \$30,000,000, to remain available until expended, to address immediate shortfalls in the direct care system and military medical treatment facilities. From within these funds, the conferees direct that \$16,000,000 be made available to continue the outcomes management demonstration at WRAMC.

RECOVERY OF OVERPAYMENTS

The conferees are aware of potentially significant opportunities to recover past capital and direct medical expense (CDME) TRICARE overpayments to civilian hospitals. The conferees urge the Secretary of Defense to act expeditiously to recover such overpayments, and to evaluate the use of existing, innovative methodologies developed in the private sector for this type of recovery auditing.

CLASSIFIED PROGRAMS

The recommendations of the conferees regarding classified programs are summarized in a classified annex accompanying this statement.

GENERAL PROVISIONS—THIS CHAPTER

The conferees agree to delete language as proposed by the House concerning the availability of funds provided in this chapter.

The conferees agree to retain section 1201, as proposed by the Senate concerning fuel transferred by the Defense Energy Supply Center to the Department of the Interior.

The conferees agree to retain section 1202, as proposed by the House and Senate concerning funds for intelligence related programs.

The conferees agree to retain section 1203, as proposed by the Senate which provides \$44,000,000 for the repair of the U.S.S. *COLE*.

The conferees agree to amend section 1204, which rescinds \$1,034,900,000 of prior year appropriations, instead of \$834,000,000 as proposed by the House and \$792,000,000 as proposed by the Senate. The specific programs and the amounts rescinded are as follows:

	<i>(Rescissions)</i>
2000 Appropriations: Procurement, Marine Corps: Shortstop	\$3,000,000
2001 Appropriations:	
Overseas Contingency Operations Transfer Fund	200,000,000
Aircraft Procurement, Navy: MV-22	199,000,000
Shipbuilding and Conversion, Navy: LPD-17	75,000,000
Procurement, Marine Corps: Shortstop	5,000,000
Aircraft Procurement, Air Force: CV-22	327,500,000
Other Procurement, Air Force: Selected Activities	65,000,000
Procurement, Defense-Wide: NSA—Classified Equipment	85,000,000
Research, Development, Test and Evaluation, Defense-Wide:	
PIPES	4,000,000
Research, Development, Test and Evaluation, Defense-Wide:	
COTS Visualization and Blast Modeling for Force Protection	3,000,000
Foreign Currency Fluctuation, Defense	68,400,000

The conferees agree to amend section 1205, as proposed by the House which provides \$39,900,000 to repair facilities damaged by natural disasters.

The conferees agree to retain section 1206, as proposed by the House which extends the authorities provided in section 816 of the National Defense Authorization Act of 1995, as amended, through January 31, 2002.

The conferees agree to retain section 1207, as proposed by the Senate concerning retaining all or a portion of Fort Greely, Alaska for missile defense requirements.

The conferees agree to retain section 1208, as proposed by the Senate which makes a technical correction to the fiscal year 2001 appropriation for Maritime Fire Training Centers.

The conferees agree to retain section 1209, as proposed by the Senate which earmarks funds to repair storm damage at Fort Sill, Oklahoma and Red River Army Depot, Texas.

The conferees agree to amend section 1210, as proposed by the Senate which allows for the conveyance by the Secretary of the Army of certain firefighting and rescue vehicles to the City of Bayonne, New Jersey.

The conferees agree to retain section 1211, as proposed by the Senate which prohibits obligating or expending any fiscal year 2001 funds for retiring or dismantling any of the current force of 93 B-1B Lancer bomber aircraft in fiscal year 2001. The Department of Defense has proposed to retire 33 B-1B aircraft at three locations and use a portion of the savings to upgrade the remaining 60 aircraft in the fleet. The conferees note that this provision does not preclude any planning activities by the Department of Defense to retire these 33 aircraft in the future, nor does it prohibit implementation of this plan in FY 2002. The intent of this provision is to afford the Congress and the Department a sufficient amount of time to review the full implications of this proposal and to evaluate all alternatives.

As part of this review, the Secretary of Defense is directed to provide the congressional defense committees, within 30 days of enactment of this Act, a detailed justification of its B-1B reduction and realignment proposal that includes: (1) a description of the current operational deficiencies of the B-1B aircraft, the plan and cost for correcting those deficiencies (to include increasing the mission capable rate to a minimum of 75 percent), and an assessment of the operational performance, survivability, and overall viability of the upgraded aircraft; (2) a full explanation of the new proposed B-1B basing plan to include a full analysis of basing alternatives that compares the relative fixed and recurring costs at each base, a comparison of the workforce characteristics of each base in terms of experience, productivity and operational performance, and the variable cost differences for different B-1B aircraft maintenance options; and (3) a detailed assessment of the operational, budgetary, and personnel impacts for the Air National Guard.

CHAPTER 3

DEPARTMENT OF ENERGY

ATOMIC ENERGY DEFENSE ACTIVITIES

NATIONAL NUCLEAR SECURITY ADMINISTRATION

WEAPONS ACTIVITIES

The conference agreement provides \$126,625,000 for Weapons Activities instead of \$140,000,000 as proposed by the Senate and \$116,300,000 as proposed by the House.

Directed stockpile work.—The conference agreement includes \$54,000,000 for directed stockpile work to be allocated as follows: \$31,100,000 for stockpile research and development; \$18,900,000 for stockpile maintenance; and \$4,000,000 for stockpile evaluation.

Campaigns.—The conference agreement includes \$15,000,000 for campaigns to be allocated as follows: \$6,000,000 for enhanced surveillance; \$4,000,000 for pit manufacturing readiness; \$1,800,000 for secondary readiness; \$1,600,000 for high explosives manufacturing and weapons assembly/disassembly readiness; and \$1,600,000 for nonnuclear readiness.

Readiness in technical base and facilities.—The conference agreement includes \$58,000,000 for readiness in technical base and facilities to be allocated as follows: \$28,100,000 for operations of facilities; \$7,500,000 for program readiness; \$8,500,000 for material recycle and recovery; \$8,800,000 for containers; and \$1,200,000 for storage.

The conference agreement also provides funds for construction projects and includes language authorizing two projects to progress from preliminary engineering and design work to construction. Consistent with this direction, available funding in Project 01-D-103, Project Engineering and Design (PE&D), has been reduced by \$13,289,000. Project 01-D-108, the Microsystems and Engineering Sciences Applications (MESA) Complex Facility at Sandia National Laboratories, has been provided \$9,500,000. Project 01-D-107, Atlas Relocation and Operations at the Nevada Test Site, has been provided \$7,689,000 of which an additional \$3,900,000 is provided

for Atlas construction in order to complete relocation during fiscal year 2002.

Facilities and infrastructure.—The conference agreement includes \$10,000,000, instead of \$30,000,000 as proposed by the House and no funding as proposed by the Senate, to establish a new program, Facilities and Infrastructure, to address the serious shortfall in maintenance and repairs throughout the nuclear weapons complex. This funding should be used to reduce the current backlog of maintenance and repairs and dispose of excess facilities. As the first step in this process, the Department is directed to develop current ten-year site plans that demonstrate the reconfiguration of facilities and infrastructure to meet mission requirements and address long-term operational costs and return on investment.

General reduction.—The conference agreement includes a general reduction of \$10,375,000 to be allocated among the operating expense funds provided in this supplemental appropriation. However, of the funds provided herein, the National Nuclear Security Administration must provide the appropriate level of funding needed to maintain pit production and certification on schedule.

OTHER DEFENSE RELATED ACTIVITIES

DEFENSE ENVIRONMENTAL RESTORATION AND WASTE MANAGEMENT

The conference agreement provides \$95,000,000 for Defense Environmental Restoration and Waste Management as proposed by the Senate instead of \$100,000,000 as proposed by the House.

Site and project completion.—The conference agreement provides \$26,500,000 for site and project completion activities. This includes \$3,000,000 for groundwater contamination activities at the Pantex plant in Texas; \$10,000,000 for the spent nuclear fuels project and \$5,000,000 for deactivation of the plutonium finishing plant at Hanford, Washington; and \$8,500,000 for plutonium packaging and stabilization activities at the Savannah River Site in South Carolina.

Post-2006 completion.—The conference agreement provides \$68,500,000 for post-2006 completion activities. This includes \$7,000,000 to purchase TRUPACTS shipping containers in support of operations at the Waste Isolation Pilot Plant in New Mexico; \$10,000,000 for tank farm operations, \$3,300,000 for F-reactor safe storage activities, and \$25,000,000 for the Waste Treatment and Immobilization Plant at Hanford, Washington; and \$23,200,000 for high-level waste activities and work in the F and H areas at the Savannah River Site.

DEFENSE FACILITIES CLOSURE PROJECTS

The conference agreement provides \$21,000,000 for Defense Facilities Closure Projects as proposed by the House and the Senate. Funding of \$20,000,000 has been provided for the Fernald, Ohio, project, and \$1,000,000 for the Miamisburg, Ohio, project.

DEFENSE ENVIRONMENTAL MANAGEMENT PRIVATIZATION

The conference agreement provides \$29,600,000 for Defense Environmental Management Privatization as proposed by the Senate instead of \$27,472,000 as proposed by the House. This funding

has been provided for the Advanced Mixed Waste Treatment Facility in Idaho.

OTHER DEFENSE ACTIVITIES

The conference agreement provides \$5,000,000 for Other Defense Activities as proposed by the Senate instead of no funding as proposed by the House. This funding is provided for the worker and community transition program to mitigate the impact of the workforce reduction at the Idaho National Engineering and Environmental Laboratory. The Department should report to the House and Senate Committees on Appropriations by October 1, 2001, on the use of this funding to facilitate the proposed reduction of 1,200 employees.

CHAPTER 4

MILITARY CONSTRUCTION

MILITARY CONSTRUCTION, ARMY

The conference agreement includes \$22,000,000 for this account instead of \$67,400,000 as proposed by the House. The Senate did not have a similar provision. Included in the account are the following projects:

Location/ installation	Project title	Cost
Korea:		
Camp Humphreys	Electrical Upgrade	\$10,000,000
Camp Casey	Sewer Upgrade	8,000,000
Camp Casey	Electrical Upgrade	4,000,000
Total, Korea		22,000,000

MILITARY CONSTRUCTION, NAVY

The conference agreement includes \$9,400,000 for an emergent repair facility in Guam as proposed by the House. The Senate did not include a similar provision. Not included in the agreement is \$1,100,000 for constructing a close range training facility in Okinawa as proposed by the House. The Senate did not include a similar provision.

MILITARY CONSTRUCTION, AIR FORCE

The conference agreement includes \$10,000,000 for the Masirah Island Airfield project in Oman instead of \$18,000,000 as proposed by the Senate. The House did not include a similar provision. Not included in the agreement is \$8,000,000 for fire protection systems in hangars at Kunsan Air Base in Korea as proposed by the House. The Senate did not include a similar provision.

MILITARY CONSTRUCTION, AIR NATIONAL GUARD

The conference agreement includes \$6,700,000 to repair storm damage at Ellington Air National Guard Base in Texas, as proposed by the Senate. The House did not include a similar provision.

FAMILY HOUSING, ARMY

The conference agreement includes \$30,480,000 instead of \$29,480,000 as proposed by the House, and \$27,200,000 as proposed by the Senate. Of the amount provided, \$2,280,000 is for renovating Hannam Village apartments in Seoul, Korea, and \$1,000,000 is to repair storm damage at Fort Sill, Oklahoma.

GENERAL PROVISIONS—THIS CHAPTER

The conference agreement includes five general provisions.

Section 1401 authorizes increasing the spending cap at Arvin Cadet Physical Development Center from \$77,500,000 to \$85,000,000.

Section 1402 clarifies that amounts provided in this chapter are available for the same time period as provided in the fiscal year 2001 appropriations act.

Section 1403 rescinds \$46,755,000.

Section 1404 authorizes an increase for Bassett Army Hospital at Fort Wainwright, Alaska.

Section 1405 designates the engineering and management building at Norfolk Naval Shipyard, Virginia, after Norman Siskin.

TITLE II

OTHER SUPPLEMENTAL APPROPRIATIONS

CHAPTER 1

DEPARTMENT OF AGRICULTURE

OFFICE OF THE SECRETARY

The conference agreement includes \$3,000,000 for the Office of the Secretary, to remain available until September 30, 2002. Of this sum, not less than \$1,000,000 shall be used for enforcement of the Animal Welfare Act, not less than \$1,000,000 shall be used for enforcement of humane slaughter practices under the Federal Meat Inspection Act, and not more than \$500,000 shall be for development and demonstration of technologies to promote the humane treatment of animals, as proposed by the Senate.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

SALARIES AND EXPENSES

The conference agreement includes \$5,000,000 to guard against the threat of foreign animal disease instead of \$35,000,000 as proposed by the Senate. It is the intent of the conferees that this sum will be used for equipment purchases that can be executed during fiscal year 2001. The conferees fully expect the Secretary to continue use of funds of the Commodity Credit Corporation as necessary to combat threats of foreign animal disease.

FARM SERVICE AGENCY
AGRICULTURAL CONSERVATION PROGRAM
(RESCISSION)

The conference agreement rescinds \$45,000,000 of unobligated funds from the Agricultural Conservation Program.

NATURAL RESOURCES CONSERVATION SERVICE
WATERSHED AND FLOOD PREVENTION OPERATIONS

The conference agreement provides an additional \$35,500,000, to remain available until expended, for watershed and flood prevention operations to reduce hazards to life and property in watersheds damaged by natural disasters. The conference agreement includes funding for the following states in the specific amounts: Alabama, \$3,500,000; Florida, \$2,000,000; Mississippi, \$4,000,000; Oklahoma, \$7,000,000; Texas, \$10,000,000; West Virginia, \$8,000,000; and Wisconsin, \$1,000,000.

GENERAL PROVISIONS—THIS CHAPTER

Senate Section 2101.—The conference agreement includes language (section 2101) transferring Animal and Plant Health Inspection Service Buildings and Facilities funds for plant quarantine facilities to the State of Alaska.

House Section 2101 and Senate Section 2102.—The conference agreement includes language (section 2102) that makes a technical correction to the Rural Community Advancement Program as proposed by the Senate instead of a technical correction as proposed by the House.

Senate Section 2103.—The conference agreement includes language (section 2103) directing the Secretary to promulgate final regulations for a Federal Crop Insurance Corporation program as authorized in the Agricultural Risk Protection Act of 2000 as proposed by the Senate.

Senate Section 2104.—The Conference agreement includes \$20,000,000 (section 2104), as proposed by the Senate, to provide financial assistance in the Klamath Basin for a prospective water conservation program, and provides for expedited procedures. The conference agreement does not include language proposed by the House regarding an apportionment request for the Klamath Basin, and does not include language proposed by the Senate requesting a report of fiscal year 2001 losses.

Senate Section 2105.—The conference agreement includes language (section 2105) that reduces a limitation on the food stamp Employment and Training program by \$3,000,000 as proposed by the Senate. The House had no similar provision.

Senate Section 2106.—The conference agreement includes language (section 2106) that rescinds \$39,500,000 from unspecified prior year funds for the food stamp Employment and Training program as proposed by the Senate. The House had no similar provision.

Senate Section 2107.—The conference agreement (section 2107) provides \$2,000,000 for financial assistance in the Yakima Basin

for a prospective water conservation program, and provides for expedited procedures.

Section 2108.—The conference agreement provides up to \$22,949,000 for certain expenses for cooperating sponsors under the Global Food for Education Initiative, and rescinds \$22,949,000 of funds appropriated for fiscal year 2001 for the Food and Drug Administration that are no longer required.

CHAPTER 2

DEPARTMENT OF COMMERCE

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

COASTAL AND OCEAN ACTIVITIES

(INCLUDING RESCISSION)

The conference agreement includes language as proposed in the Senate bill rescinding funds for a construction project and appropriating the same amount for land acquisition and construction for the same project. The House bill did not address this matter.

DEPARTMENTAL MANAGEMENT

EMERGENCY OIL AND GAS GUARANTEED LOAN PROGRAM

(RECISSION)

The conference agreement includes language as proposed in the Senate bill rescinding \$114,800,000 from available funds in the Emergency Oil and Gas Guaranteed Loan Program. The House bill did not address this matter.

RELATED AGENCY

SMALL BUSINESS ADMINISTRATION

SALARIES AND EXPENSES

(INCLUDING RESCISSION)

The conference agreement includes a provision proposed in the Senate bill rescinding and reappropriating \$30,000,000 appropriated in fiscal year 2001 for technical assistance related to the New Markets Venture Capital Program to allow those funds to remain available until expended. This matter was not addressed in the House version of the bill.

BUSINESS LOANS PROGRAM ACCOUNT

(INCLUDING RESCISSION)

The conference agreement includes a provision proposed in the Senate bill rescinding and reappropriating \$22,000,000 appropriated in fiscal year 2001 for the New Markets Venture Capital Program to allow those funds to remain available until expended. This matter was not addressed in the House version of the bill.

GENERAL PROVISIONS—THIS CHAPTER

The conference agreement includes Section 2201, modified from language proposed in the Senate bill, to amend portions of a fishing vessel capacity reduction program authorized in Public Law 106–554 regarding vessel eligibility and the timing of regulations to implement the program. The House bill did not address this matter.

The conference agreement includes Section 2202, modified from language included in the Senate bill, to amend portions of the American Fisheries Act to clarify methods for lenders to demonstrate their citizenship when making loans to the commercial fishing industry after October 1, 2001. The House bill did not address this matter.

The conference agreement includes Section 2203, clarifying the authorized uses of funds under a small business grant program.

The conference agreement includes Section 2204, clarifying the purposes of certain funds appropriated in fiscal year 2001.

CHAPTER 3

DISTRICT OF COLUMBIA

The conference agreement recommends \$750,000 in Federal funds, \$250,000 by transfer of Federal funds, and the revised supplemental request of \$106,588,000 in District funds instead of \$107,427,000 in District funds as proposed by the House and \$106,677,000 in District funds as proposed by the Senate.

FEDERAL FUNDS

FEDERAL CONTRIBUTION TO THE CHIEF FINANCIAL OFFICER

(INCLUDING TRANSFER OF FUNDS)

The conference agreement appropriates \$1,000,000 in Federal funds, of which \$250,000 is by transfer, as a contribution to the Chief Financial Officer of the District of Columbia for payment to the Excel Institute Adult Education Program. The House had proposed an appropriation under “Public Education System” of \$1,000,000 consisting of \$250,000 by transfer and \$750,000 from local funds. The Excel Institute is an academic/auto technical training school located in Northwest Washington. The Institute offers young men and women in the District the opportunity to train for a career, earn a high school equivalency diploma, and obtain an unsubsidized job in the automotive industry. The conferees direct the District’s Chief Financial Officer to make the above payment to the Institute within 15 days of the enactment of this Act. The conferees do not expect the Chief Financial Officer to administer this program in any way except to ensure that the funds are disbursed promptly and correctly to the Institute.

DISTRICT OF COLUMBIA FUNDS

GOVERNMENTAL DIRECTION AND SUPPORT

(INCLUDING RESCISSION)

The conference agreement rescinds \$250,000 as proposed by the House and inserts language clarifying that the rescission applies to fiscal year 2001 funds as proposed by the Senate.

ECONOMIC DEVELOPMENT AND REGULATION

The conference agreement includes language proposed by the Senate modified to place a cap of \$60,000 on the amount to be used to implement the provisions of D.C. Bill 13-646 pertaining to historic properties. This amount was provided by District officials at the request of the conferees. The conferees note that there was no supporting justification material for this language and direct District officials to submit detailed justification material for all budget requests. The conferees request an accounting by November 30, 2001, as to how the funds were used and the purposes for which they were used.

PUBLIC SAFETY AND JUSTICE

(INCLUDING RESCISSION)

The conference agreement includes language proposed by the Senate modified to place a cap on the amounts to be used by the Office of the Corporation Counsel from funds deposited in the District of Columbia Antitrust Fund (\$52,000), the Antifraud Fund (\$5,500), and the District of Columbia Consumer Protection Fund (\$43,000). The conferees also limit the use of the funds to fiscal year 2001 instead of fiscal year 2002 as proposed by the Senate and “without fiscal year limitation” as proposed in the request. The conferees note that there was no supporting justification material for this language. This request is similar to the one just discussed under “Economic Development and Regulation”. The conferees direct District officials to submit detailed justification material for all budget requests. The conferees request an accounting by November 30, 2001, as to how the funds were used and the purposes for which they were used.

PUBLIC EDUCATION SYSTEM

The conference agreement appropriates \$13,000,000 as proposed by the Senate instead of \$14,000,000 of which \$250,000 was by transfer and \$750,000 was from local funds as proposed by the House. The conference agreement allocates \$1,000,000 for a census-type audit of student enrollment and \$12,000,000 for the 2001 summer school session as proposed by the Senate instead of \$1,000,000 for a census-type audit of student enrollment, \$12,000,000 for the 2001 summer school session and \$1,000,000 of which \$250,000 was by transfer and \$750,000 was from local funds for the Excel Institute Adult Education Program as proposed by the House. Federal funds of \$1,000,000, including \$250,000 by transfer, for the Excel Institute are provided earlier in this chapter.

GENERAL PROVISION—THIS CHAPTER

The conference agreement includes language proposed by the Senate as a new section 2301 modified to require the Mayor to provide to the House and Senate appropriating and authorizing committees a report on the specific authority necessary to carry out the responsibilities transferred to the Chief Financial Officer in a non-control year, outlined in Section 155 of Public Law 106–522, and responsibilities outlined in DC Bill 14–254 passed by the District Council on July 10, 2001 relating to the transition of responsibilities under Public Law 104–8, the District of Columbia Financial Responsibility and Management Assistance Act of 1995. The report is to be submitted within 45 days of enactment of this Act.

In 1995, the Congress enacted the District of Columbia Financial Responsibility and Management Assistance Act, Public Law 104–8, for the purpose of restoring financial solvency and improving effective management of the District of Columbia. The Act created the “Control Board” to oversee the management of the District of Columbia and established an independent Office of the Chief Financial Officer within the District government, responsible for all financial offices of the District (budget, controller, treasurer, finance and revenue) (GAO–01–845T). As the conditions of a “control period” have been met and the Control Board terminates at the end of fiscal year 2001, certain functions performed by the Control Board have been transferred to the responsibility of the Chief Financial Officer. Public Law 106–522, the Fiscal Year 2001 District of Columbia Appropriations Act, outlines twenty-four (24) specific responsibilities for the Chief Financial Officer in a non-control year.

The conferees recognize that the District of Columbia government has enacted legislation promoting the independence, expertise and authority of the Office of the Chief Financial Officer. The conferees are committed to ensuring that the Chief Financial Officer has the necessary tools to insure that reliable, accurate, and objective financial information is available to the Mayor, the Council, the Congress, the financial markets, District citizens and other interested parties. The conferees intend to work closely with the authorizing committees and the District of Columbia on this critical issue as we develop the fiscal year 2002 appropriations bill.

CHAPTER 4

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

FLOOD CONTROL, MISSISSIPPI RIVER AND TRIBUTARIES, ARKANSAS, ILLINOIS, KENTUCKY, LOUISIANA, MISSISSIPPI, MISSOURI, AND TENNESSEE

The conference agreement includes \$9,000,000 for Flood Control, Mississippi River and Tributaries instead of \$18,000,000 as proposed by the House. The Senate did not propose funding for this account.

OPERATION AND MAINTENANCE, GENERAL

The conference agreement includes \$86,500,000 for Operation and Maintenance, General instead of \$139,200,000 as proposed by the House. The Senate did not propose funding for this account. Of the amount provided, \$18,000,000 is for the Corps of Engineers to address critical maintenance items at its hydroelectric power facilities. In addition, language has been included in the bill which directs the Corps of Engineers to use \$8,000,000 to assist with the recovery efforts resulting from the devastating effects of flooding which occurred in Southern and Central West Virginia in July of this year. The conference agreement also includes language proposed by the House which directs the Corps of Engineers to undertake the project authorized by section 518 of the Water Resources Development Act of 1999.

FLOOD CONTROL AND COASTAL EMERGENCIES

The conference agreement includes \$50,000,000 for Flood Control and Coastal Emergencies as proposed by the House and the Senate.

DEPARTMENT OF ENERGY

ENERGY PROGRAMS

NON-DEFENSE ENVIRONMENTAL MANAGEMENT

The conference agreement provides \$11,950,000 for Non-Defense Environmental Management as proposed by the House instead of \$11,400,000 as proposed by the Senate. Additional funding of \$10,000,000 is provided to continue cleanup at the Brookhaven National Laboratory in New York, and \$1,950,000 is provided to study remediation options at the former Atlas Corporation's uranium mill tailings site near Moab, Utah.

URANIUM FACILITIES MAINTENANCE AND REMEDIATION

The conference agreement provides \$30,000,000 for Uranium Facilities Maintenance and Remediation instead of \$18,000,000 as proposed by the House and the Senate. The conference agreement includes \$18,000,000 to accelerate cleanup activities at the gaseous diffusion plant in Paducah, Kentucky, and \$12,000,000 to continue decontamination and decommissioning activities at the former gaseous diffusion plant in Oak Ridge, Tennessee.

POWER MARKETING ADMINISTRATION

CONSTRUCTION, REHABILITATION, OPERATION AND MAINTENANCE,
WESTERN AREA POWER ADMINISTRATION

The conference agreement provides \$1,578,000 for Construction, Rehabilitation, Operation and Maintenance, Western Area Power Administration as proposed by the House, instead of no funding as proposed by the Senate. Non-reimbursable funding of \$1,328,000 is provided to complete planning and environmental studies for the Path 15 transmission line. Non-reimbursable funding of \$250,000 is provided to conduct a planning study of trans-

mission expansion options and projected costs in Western's Upper Great Plains Region. Existing Western transmission capacity is insufficient to support the development of known energy resources that could support new electric generation capacity in the Upper Great Plains Region. The directed study will require assumptions as to future generation locations. Western is directed to solicit suggestions from interested parties for the sites that should be studied as potential locations for new generation and to consult with such parties before conducting the study. Western is directed to produce an objective evaluation of options that may be used by all interested parties.

GENERAL PROVISIONS—THIS CHAPTER

The conference agreement includes language proposed by the House to provide \$500,000 for completion of the feasibility study for Chickamauga Lock, Tennessee.

The conference agreement does not include language proposed by the House to transfer \$23,700,000 from the National Nuclear Security Administration to the Corps of Engineers.

The conference agreement modifies language proposed by the Senate which allows the Bureau of Reclamation to accept prepayment of certain obligations.

The conference agreement does not include language proposed by the Senate to provide \$250,000 within available funds for the Western Area Power Administration for a study to determine the costs and feasibility of transmission expansion. Funding for this activity has been provided in the Western Area Power Administration appropriation account.

The conference agreement modifies language proposed by the Senate to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 by including renal cancers as a basis for benefits under this program. The conference agreement makes the provision effective on October 1, 2001.

CHAPTER 5

BILATERAL ECONOMIC ASSISTANCE

AGENCY FOR INTERNATIONAL DEVELOPMENT

CHILD SURVIVAL AND DISEASE PROGRAMS FUND

(INCLUDING RESCISSION)

The conference agreement appropriates \$100,000,000 for "Child Survival and Disease Programs Fund" as proposed by the Senate. The House bill did not contain a provision on this matter. These funds are available until expended and may be made available, notwithstanding any other provision of law, for a United States contribution to a global trust fund to combat HIV/AIDS, malaria, and tuberculosis.

The conference agreement rescinds \$10,000,000 from fiscal year 2001 and prior year balances available under "Child Survival and Disease Programs Fund". The Senate amendment would have rescinded \$10,000,000 from fiscal year 2001 funds that were des-

ignated for an international HIV/AIDS trust fund. The House bill did not contain a provision on this matter.

OTHER BILATERAL ECONOMIC ASSISTANCE

ECONOMIC SUPPORT FUND

(RESCISSION)

The conference agreement rescinds \$10,000,000 from unobligated balances of funds available under the heading “Economic Support Fund”. The managers expect that the Department of State will consult with the Committees on Appropriations prior to any reallocation of any funds pursuant to this rescission.

GENERAL PROVISION—THIS CHAPTER

The conference agreement contains Senate language that provides that the final proviso in section 526 of the Foreign Operations, Export Financing and Related Programs Appropriations Act, 2000, as amended, is repealed, and that the funds identified by such proviso shall be made available pursuant to the authority of section 526 of Public Law 106–429. The managers agree with the Senate report language on this provision. The House bill did not address this matter.

The conference agreement does not contain section 3002 of the House bill regarding a report to the Committees on Appropriations on the projected uses of the unobligated balances of funds available under “International Disaster Assistance”, including plans for allocating additional resources to respond to the El Salvador earthquakes. The Senate amendment did not address this matter.

CHAPTER 6

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

The conference agreement provides \$3,000,000 for management of lands and resources as proposed by the Senate, instead of no funding as proposed by the House, to expedite the processing of critical energy related permits. The Senate proposal to derive these funds by transfer from unobligated balances in land acquisition accounts is not agreed to.

Within the amount provided, \$1,250,000 is to reduce the backlog of oil and gas permits on Federal lands including: \$300,000 for activities in New Mexico, \$200,000 for activities in California, and \$750,000 for activities in Wyoming. In addition, \$200,000 is to process power plant applications in New Mexico, \$100,000 is for power line rights-of-way in California, \$500,000 is to support development of the National Petroleum Reserve Alaska, and \$950,000 is for studies in the Powder River Basin in Montana to support coal-bed methane development, of which \$250,000 is for the continuation of wetlands filtration research with the Department of Energy and Montana State University and of which \$200,000 is for

preparation of a hyperspectral assessment of potential concentrations of gas reserves in the Powder River Basin covered by the ongoing Environmental Impact Statement. The Bureau should report to the House and Senate Committees on Appropriations as soon as possible on the use of hyperspectral data to prioritize the processing of applications to drill.

UNITED STATES FISH AND WILDLIFE SERVICE

CONSTRUCTION

The conference agreement provides \$17,700,000 for construction as proposed by the House, instead of no funding as proposed by the Senate, to repair damages to U.S. Fish and Wildlife Service facilities caused by floods, ice storms, and earthquakes in the States of Washington, Illinois, Iowa, Minnesota, Missouri, Wisconsin, New Mexico, Oklahoma, and Texas. The House proposal to designate this appropriation as an emergency requirement is not agreed to.

NATIONAL PARK SERVICE

UNITED STATES PARK POLICE

The conference agreement provides \$1,700,000 for United States Park Police, as proposed by the House instead of no funding as proposed by the Senate. The House recommendation was based on information from the National Park Service that U.S. Park Police pension costs for fiscal year 2001 had been underestimated and that, in order to cover the pension shortfall, the National Park Service and the U.S. Park Police had to cancel the summer police recruit class. The managers have subsequently learned that the U.S. Park Police did not use the funds from the canceled recruit class to cover the pension shortfall but, instead, funded various other non-emergency items. Therefore, the funds provided in this Act are needed to cover the pension plan shortfall and the recruit class will not be reinstated. The managers caution the U.S. Park Police that such unapproved diversions of funds will not be tolerated in the future.

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

(INCLUDING TRANSFERS OF FUNDS)

The conference agreement provides \$50,000,000 for operation of Indian programs as requested by the Administration and proposed by both the House and the Senate. The agreement includes two changes to the original language. The first change permits these funds to remain available until expended and the second change clarifies that the funds may be used for electric power operations and related activities at the San Carlos Irrigation Project. The House proposal to designate this appropriation as an emergency requirement is not agreed to.

RELATED AGENCY
DEPARTMENT OF AGRICULTURE
FOREST SERVICE

FOREST AND RANGELAND RESEARCH

The conference agreement provides \$1,400,000 for forest and rangeland research as proposed in section 2608 of the Senate bill for research on sudden oak death syndrome, instead of no funding as proposed by the House. The Senate proposal to derive these funds by transfer from unobligated balances in the land acquisition account is not agreed to.

STATE AND PRIVATE FORESTRY

The conference agreement provides \$24,500,000 for State and private forestry, instead of \$22,000,000 as proposed by the House and \$2,500,000 as proposed by the Senate. Included are \$10,000,000 to address ice storm damages in the States of Arkansas, Oklahoma and Texas, \$12,000,000 for pest suppression in several areas of the country, \$1,750,000 for emergency fire fighting in anchorage, and \$750,000 for the Kenai Peninsula Borough Spruce Bark Beetle Task Force in Alaska. The Senate-proposed language dealing with fire fighting in Alaska has been modified by deleting references to equipment purchases. The House proposal to designate this appropriation as an emergency requirement is not agreed to.

NATIONAL FOREST SYSTEM

The conference agreement provides \$12,000,000 for the national forest system as proposed by the House instead of \$10,000,000 as proposed by the Senate, of which \$10,000,000 is for activities to address ice storm damages in the States of Arkansas and Oklahoma and \$2,000,000 is to respond to illegal marijuana cultivation and trafficking in California and Kentucky. The House proposal to designate this appropriation as an emergency requirement is not agreed to.

WILDLAND FIRE MANAGEMENT

The conference agreement provides no funding for wildland fire management as proposed by the Senate, instead of \$100,000,000 in emergency funding as proposed by the House.

CAPITAL IMPROVEMENT AND MAINTENANCE

(INCLUDING RESCISSION OF FUNDS)

The conference agreement provides \$4,000,000 for capital improvement and maintenance as proposed by both the House and the Senate to repair damage caused by ice storms in Arkansas and Oklahoma. The House proposal to designate this appropriation as an emergency requirement is not agreed to. The conference agreement also provides for the extension of availability of funds previously appropriated for maintenance and snow removal on the Beartooth Highway as proposed by the Senate.

GENERAL PROVISIONS—THIS CHAPTER

Section 2601 includes language proposed by the House to permit completion of a wilderness study at Apostle Islands National Lakeshore, WI by the National Park Service. The Senate addressed this provision under the National Park Service “Operation of the National Park System” account.

Section 2602 includes language proposed by the House extending the availability of funds provided in fiscal year 2001 for maintenance, protection and preservation of land in the Minuteman Missile National Historic Site, SD. The Senate addressed this provision under the National Park Service “Operation of the National Park System” account.

Section 2603 includes language proposed by the Senate allowing the Bureau of Land Management to use an estimated \$168,000 in unobligated balances for land exchanges at Steens Mountain, OR.

Section 2604 includes language proposed by both the House and the Senate to correct a Public Law reference in section 338 of the Interior and Related Agencies Appropriations Act for fiscal year 2001.

Section 2605 includes language proposed by both the House and the Senate modifying a provision in Public Law 106–558 in order to authorize the payment of full overtime rates for fire fighters in fiscal year 2001.

Section 2606 includes language proposed by both the House and the Senate to permit the Forest Service to receive reimbursement for expenditures for projects that otherwise qualify for the use of Federal-aid highways funds.

Section 2607 includes language proposed by the Senate permitting the use of \$2,000,000 in fiscal year 2001 funding for a direct payment to Ketchikan Public Utilities in Alaska to clear a right-of-way for the Swan Lake-Lake Tyee Intertie on the Tongass National Forest. Any activity associated with clearing the right-of-way must comply with all applicable Federal and State environmental laws and regulations.

Section 2608 includes language proposed by the Senate making permanent a provision dealing with the distribution of certain Bureau of Indian Affairs funds to small tribes in Alaska.

Section 2609 modifies language proposed by the Senate restricting additional self-determination contracts and self-governance compacts for the provision of health care services to Alaska Natives. The modification extends the current restriction for three additional years rather than making it a permanent restriction.

CHAPTER 7

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

TRAINING AND EMPLOYMENT SERVICES

(INCLUDING RESCISSIONS)

The conference agreement includes \$25,000,000 for the Youth Activities program authorized under the Workforce Investment Act as opposed to \$45,000,000 proposed by the Senate. The House bill contained no similar provision. The Secretary of Labor had proposed a reprogramming of fiscal year 2001 funds to increase funding for the Youth Activities program by \$45,000,000.

The conference agreement rescinds \$65,000,000 from funds appropriated under sections 169 and 171 of the Workforce Investment Act, of which \$25,000,000 is rescinded from funds available for Youth Opportunity Grants; \$20,000,000 from funds available for Safe Schools/Healthy Students; and \$20,000,000 from funds available for the Incumbent Workers program. The Senate bill included a rescission totaling \$45,000,000; \$25,000,000 from Youth Opportunity Grants and \$20,000,000 from Safe Schools/Healthy Students. The House bill contained no similar provision. The Secretary of Labor had proposed reprogramming these funds for other purposes.

The conference agreement rescinds \$177,500,000 from funds for Dislocated Worker training activities authorized under the Workforce Investment Act, of which, \$110,000,000 is from amounts allotted for formula grants to States and \$67,500,000 is from the National Reserve. The Senate bill rescinded \$217,500,000 from the Dislocated Worker program. The House bill contained no similar provision.

The conference agreement includes provisions directing the Secretary to allocate the rescission in the Dislocated Worker formula grant funds based upon each State's share of the unexpended balances in the program as of June 30, 2001. The Senate bill contained provisions directing the Secretary to increase State program year 2001 allotments to States with acceptable program expenditures by re-allotting unexpended balances from States determined by the Secretary to have excess unexpended program balances as of June 30, 2001. The House bill contained no similar provisions.

In addition, the conference agreement modifies language included in the Senate bill to make the rescission effective at the time the Secretary determines, based upon the best information available, the unexpended balances in each of the States. The conferees expect the Secretary of Labor to render her determination by no later than September 30, 2001. The House bill contained no similar provision.

The conferees note that the Governors of each State under the Workforce Investment Act have the authority to re-allocate unobligated funds among local areas. The conferees encourage the Governors to exercise this authority for local areas where there is need.

The conferees are aware of concerns about rescinding Workforce Investment Act training funds during a period of economic

slowdown. However, based on the information available to the conferees, it appears that there is excess funding available in the program and the rescission is necessary to meet other needs in fiscal year 2001.

The conferees understand that the Secretary of Labor requires the Governors to submit State financial data for the three Workforce Investment Act block grants on a quarterly basis. The data for June 30, 2001, the end of the program year, is due on August 15, 2001. The conferees believe that timely and accurate data are critical in order for the Congress to meet its oversight responsibilities for this important program. Therefore the conferees direct the Secretary to submit to the House and Senate Committees on Appropriations an expenditure data report on each of the three Workforce Investment Act block grants at the State level and for the National Reserve funds within not more than 60 days of the end of the quarter beginning with the data from the end of program year 2000 and continuing through program year 2001.

PENSION AND WELFARE BENEFITS ADMINISTRATION

SALARIES AND EXPENSES

The conference agreement includes a provision amending the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2001, to extend the availability of funds included for the National Summit on Retirement Savings to September 30, 2002. The conferees understand the Administration expects to convene the Summit in the first part of fiscal year 2002. Neither the House nor the Senate bills addressed this matter.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH RESOURCES AND SERVICES ADMINISTRATION

HEALTH RESOURCES AND SERVICES

The conference agreement includes two technical corrections as proposed by the Senate. The House bill contained no similar provisions.

NATIONAL INSTITUTES OF HEALTH

(INCLUDING TRANSFER OF FUNDS)

The conference understand that bill language is no longer necessary and therefore deletes without prejudice the language proposed by the Senate. The conferees further understand that the National Institutes of Health will use funds appropriated to the Office of the Director to proceed with the planning and start-up activities of the newly authorized National Institute of Biomedical Imaging and Bioengineering. The House bill contained no similar provision.

The conference agreement includes language to provide for the transfer of \$7,115,000 from the National Library of Medicine to the Buildings and Facilities account to complete the design phase of a

National Library of Medicine facility. The House and Senate bills contained no similar provision.

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

The conference agreement provides \$6,500,000 for maintenance, repair, preservation, and protection of St. Elizabeths Hospital as proposed by the Senate. The House bill contained no similar provision.

ADMINISTRATION FOR CHILDREN AND FAMILIES

LOW INCOME HOME ENERGY ASSISTANCE

The conference agreement includes \$300,000,000 in contingency funds to provide home energy assistance to low-income households, as authorized under section 2602(e) of the Omnibus Budget Reconciliation Act of 1981 and provides that these funds shall be available until expended, as proposed in the Senate bill. The House bill also included \$300,000,000 in contingency funds but did not make the funds available beyond September 30, 2001. The conference agreement provides \$150,000,000 above the Administration's request of \$150,000,000.

The conferees expect that half of the \$300,000,000 will be available for targeted assistance to States with the most critical needs, which may include needs arising from significant energy cost increases, significant increases in arrearages and disconnections, home energy shortages and supply disruptions, weather-related emergencies, natural disasters, or increases in unemployment. The conferees further expect that the remaining half of the funds will be distributed based on the LIHEAP block grant statutory formula so that every State has additional resources to address unmet energy assistance needs resulting from the extraordinary price increases in home heating fuels experienced during this past winter as well as funds to address unanticipated emergencies. The conferees note that the Department has allocated the last three emergency LIHEAP distributions to the States in this manner. The conferees direct the Department to provide notification to the House and Senate Committees on Appropriations of the amount, manner of distribution and justification for the release of funds not less than seven days prior to any allotment or release of funds.

CHILDREN AND FAMILIES SERVICES PROGRAMS

The conferees concur with language contained in the Senate report regarding a technical correction. The House report contained no similar provision.

GENERAL DEPARTMENTAL MANAGEMENT

The conferees are displeased with the way in which the Department of Health and Human Services has handled responses to the May 4, 2001 stem cell letter and its refusal to provide to the Committees on Appropriations the report "Stem Cells: Scientific

Progress and Future Research Directions” when requested. The conferees direct that specific information requests from the Chairmen and Ranking Members of the Subcommittee on Labor, Health and Human Services and Education and Related Agencies, on stem cell research or any other matter, shall be transmitted to the Committees on Appropriations, in a prompt professional manner, and within the time frame specified in the request. The conferees further direct that scientific information requested by the Committees on Appropriations and prepared by government researchers and scientists, be transmitted to the Committees on Appropriations, uncensored and without delay.

DEPARTMENT OF EDUCATION

EDUCATION REFORM

The conference agreement includes a technical correction as proposed by both the House and the Senate.

The conferees understand that the Department plans to award only implementation grants, but no planning grants, to school districts under the fiscal year 2001 Smaller Learning Communities program. The conferees are very concerned about this decision and expect the Department to award both types of grants, and to apply the same competitive priorities used in the fiscal year 2000 grant competition in determining which applicants are funded in the fiscal year 2001 grant competition. In addition, the conferees expect that the department will continue outreach and technical assistance activities to help ensure that school districts are aware that smaller schools and smaller learning communities are effective research-based strategies to improve student safety, morale, retention, and academic achievement.

EDUCATION FOR THE DISADVANTAGED

The conference agreement includes a technical correction relating to the amount of funding available for Basic Grants in school year 2001–2002 as proposed by both the House and the Senate.

The conference agreement also includes an additional \$161,000,000 for the Title I Grants to LEAs program. It is the intent of the conferees that, when taken together with the technical correction to the basic grants amount, these additional resources will result in a final fiscal year 2001 appropriation of \$7,397,971,000 for basic grants and \$1,364,750,000 for concentration grants. The conferees further intend that these additional resources will be used to provide each State and local educational agency the greater of either the amount it would receive at levels specified in the conference report to accompany H.R. 4577 under the 100-percent hold harmless or what it would receive using the statutory formulas. These provisions were proposed by both the House and the Senate.

The technical correction made to the appropriation for this program and the additional resources made available by this supplemental appropriations act shall take effect as if included in Public Law 106–554 on the date of its enactment.

IMPACT AID

The conference agreement includes a provision requiring Impact Aid construction funds to be distributed in accordance with the formula outlined in section 8007 of the Impact Aid program as that section existed in fiscal year 2000 as proposed by both the House and the Senate.

SPECIAL EDUCATION

The conference agreement includes a technical correction as proposed by both the House and the Senate.

EDUCATION RESEARCH, STATISTICS, AND IMPROVEMENT

The conference agreement includes technical corrections as proposed by both the House and the Senate.

GENERAL PROVISIONS—THIS CHAPTER

Section 2701. The conference agreement includes a provision clarifying the intent of the Congress with regard to funding provided pursuant to section 117 of the Carl D. Perkins Vocational and Technical Education Act of 1998 as proposed by the Senate. Funding available for this section is intended to be provided only to tribal colleges that do not receive Federal support under the Tribally Controlled Community College or University Assistance Act of 1978 or the Navajo Community College Act and whose primary purpose is to provide full-time technical and vocational educational programs to American Indian students. The House bill contained no similar provision.

Section 2702. The conference agreement includes a provision authorizing the use of fiscal year 2001 funds specifically for transition from the use of analog to digital technology for the provision of public broadcasting services for fiscal year 2001. The Senate bill included language amending the authorizing statute to establish a grant program and included two-year authorization of appropriations for the grant program. The House bill contained no similar provision.

Section 2703. The conference agreement includes a provision proposed by the Senate which makes a permanent change to section 8003 of the Elementary and Secondary Education Act to clarify which small school districts are eligible for special payments authorized within the basic support payments program. The conference agreement also includes a provision proposed by the Senate stating that this change shall apply to funding available in the Department of Education Appropriations Act, 2001. The House bill contained no similar provisions.

These provisions will change the fiscal year 2001 allocations under the basic support payment program of Impact Aid, resulting in some school districts receiving less than they were expecting to receive in fiscal year 2001 funds. The conferees note that the National Association of Federally Impacted Schools supports the adoption of this provision.

The conferees became aware that certain State and district per pupil expenditure data limitations made some of the intended ben-

efficiary districts ineligible for the special payment provisions authorized in the Impact Aid reauthorization bill enacted into law last year. While the appropriation for basic support payments in the Department of Education Appropriations Act, 2001 assumed full funding for these payments, the initial payment calculations made for school districts did not. As a result, approximately \$2,900,000 set aside for payments to districts eligible for special payments was included in the calculation for distribution to non-eligible districts. The conferees intend to make an additional \$2,900,000 available in the fiscal year 2002 education appropriations bill to offset the effect of this amendment.

CHAPTER 8

LEGISLATIVE BRANCH

CONGRESSIONAL OPERATIONS

HOUSE OF REPRESENTATIVES

PAYMENTS TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

The conference agreement provides the traditional death gratuity for the widow of Norman Sisisky, late a Representative from the Commonwealth of Virginia, and the heir of John Joseph Moakley, late a Representative from the Commonwealth of Massachusetts.

SALARIES AND EXPENSES

MEMBER'S REPRESENTATIONAL ALLOWANCES, STANDING COMMITTEES, SPECIAL AND SELECT, COMMITTEE ON APPROPRIATIONS, ALLOWANCES AND EXPENSES

The conference agreement provides an additional \$44,214,000 for Members' Representational Allowances, standing committees, special and select, the Committee on Appropriations, and allowances and expenses.

SALARIES, OFFICERS AND EMPLOYEES

The conference agreement provides an additional amount for salaries and expenses for the Office of the Clerk and the Office of the Chief Administrative Officer totaling \$17,448,000.

ADMINISTRATIVE PROVISION

Language is included increasing the Clerk of the House's representational allowance for fiscal year 2001.

JOINT ITEMS

CAPITOL POLICE BOARD

CAPITOL POLICE

SALARIES

The conference agreement provides an additional \$514,000 for salaries for anticipated extraordinary events.

GENERAL EXPENSES

The conference agreement provides an additional \$486,000 for general expenses related to anticipated extraordinary events.

ADMINISTRATIVE PROVISION

The conference agreement includes a provision allowing the Capitol Police to be reimbursed for law enforcement assistance from any Federal, State, or local government agency (including the District of Columbia).

OFFICE OF COMPLIANCE

SALARIES AND EXPENSES

The conference agreement provides an additional \$35,000 to the Office of Compliance for unexpected requests for counseling and mediation services.

ARCHITECT OF THE CAPITOL

The conferees support the proposed Senate language regarding a general management review of the Architect of the Capitol (AOC) operations. This management review should include an overall assessment of the agency's organizational structure, strategic planning, skills, staffing, systems, accountability reporting, and execution of its statutory and assigned responsibilities. The conferees direct that the General Accounting Office (GAO) lead this review, in consultation and coordination with the Architect of the Capitol, building upon earlier management reviews, and consider best practices in its evaluation and recommendations. The GAO report should include recommendations for enhancing the overall effectiveness and efficiency of the AOC operations along with recommendations as to how to implement such improvements. GAO should report the results of its review to the House and Senate Committees on Appropriations and the Senate Committee on Rules and Administration no later than April 2002.

GOVERNMENT PRINTING OFFICE

CONGRESSIONAL PRINTING AND BINDING

The conference agreement provides \$9,900,000 to fund a shortfall based on increased volume of printing and publications and associated information products and services ordered by the Congress during fiscal year 2000 and 2001.

GOVERNMENT PRINTING OFFICE REVOLVING FUND

The conference agreement provides \$6,000,000 to replace the air-conditioning and lighting systems at the Government Printing Office.

LIBRARY OF CONGRESS

SALARIES AND EXPENSES

The conference agreement provides \$600,000 for a joint Library of Congress/United States Military Academy telecommunications project.

GENERAL PROVISIONS

Sec. 2803. A general provision authorizing one consultant for the President pro tempore emeritus is included.

Sec. 2804. A general provision has been included relating to the Abraham Lincoln Bicentennial Commission Act.

Sec. 2805. A general provision permitting the Architect of the Capitol to reimburse the Department of Treasury for prior year water and sewer services is included.

Sec. 2806. A general provision is included relating to the membership of the Senate to the Joint Economic Committee.

CHAPTER 9

DEPARTMENT OF TRANSPORTATION

OFFICE OF THE SECRETARY

RENTAL PAYMENTS

(RESCISSION)

The conference agreement includes a rescission of \$440,000 in balances for rental payments to the General Service Administration. These funds have remained unobligated for many years, and can be made available at this time for other pressing needs.

COAST GUARD

OPERATING EXPENSES

The conference agreement includes \$92,000,000 for Coast Guard operating expenses, as proposed by the House and Senate. The agreement makes such funds available until September 30, 2002, as proposed by the House, instead of September 30, 2001 as proposed by the Senate.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

The conference agreement includes \$4,000,000, available until expended, for the repair or relocation of Coast Guard facilities damaged during the Nisqually earthquake in the State of Washington, as proposed by the Senate. The House bill contained no similar appropriation.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

(RESCISSIONS)

The conference agreement includes rescissions of balances in “Acquisition, construction, and improvements” totaling \$12,000,000. These rescissions are as shown below:

Department of Transportation and Related Agencies Appropriations Act, 2000 (Public Law 106–69):	
HH–65 helicopter kapton wiring	\$2,856,000
HU–25 jet re-engineering	3,468,000
MSO/station Cleveland relocation	850,000
Drug interdiction assets homeporting	2,800,000
Total	9,974,000
Department of Transportation and Related Agencies Appropriations Act, 2001 (Public Law 106–346):	
PC–170	850,000
87 foot WPB replacement	1,176,000
Total	2,026,000

FEDERAL AVIATION ADMINISTRATION

GRANTS-IN-AID FOR AIRPORTS

(AIRPORT AND AIRWAY TRUST FUND)

(RESCISSION OF CONTRACT AUTHORIZATION)

The conference agreement includes a \$30,000,000 rescission of contract authority as proposed by the House and Senate. Because these funds are above the annual limitation on obligations, the rescission will have no effect on current program activities.

FEDERAL HIGHWAY ADMINISTRATION

EMERGENCY HIGHWAY RESTORATION

(HIGHWAY TRUST FUND)

The conference agreement includes an appropriation from the Highway Trust Fund of \$27,600,000, to remain available until expended, for emergency highway restoration and related activities. These funds shall be distributed as follows:

<i>Project</i>	<i>Amount</i>
Alaskan Way Viaduct, Seattle, WA	\$3,800,000
Magnolia Bridge, Seattle, WA	9,000,000
U.S. 119 over Pine Mountain, Letcher County, KY	9,100,000
Lake Street Access to I–35 West, Minneapolis, MN	4,700,000
Interstate 55 interchange, Weber Road and River Des Peres, MO	500,000
Highway damage due to tornado, flooding, & icestorm in northwest Wisconsin, including Bayfield and Douglas counties	500,000

The Senate bill included an appropriation from the general fund of \$12,800,000, to remain available until expended, for the long-term restoration or replacement of the Alaskan Way Viaduct and Magnolia Bridge in Seattle, Washington, which were recently damaged during the Nisqually earthquake. The House bill contained no similar appropriation.

U.S. 119, Letcher County, KY.—The conference agreement provides \$9,100,000 to the Commonwealth of Kentucky for safety im-

provements to U.S. 119 in Letcher County, Kentucky. U.S. 119 is a major commercial artery on the National Highway System in eastern Kentucky. A section of this road has been the site of several major accidents in recent years, including an accident involving a school bus six months ago. The Commonwealth of Kentucky recently prohibited use of the roadway by large commercial vehicles, which the state determined cannot safely negotiate several narrow sections of the highway. The state's action, while necessary, will disrupt commerce in this region, impacting businesses and families. The funds provided will allow the state to immediately implement major safety improvements that must occur before safe commercial use of the road can resume.

Lake Street access, Minneapolis, MN.—The conference agreement provides \$4,700,000 for work to proceed to provide access to I-35 West from Lake Street in Minneapolis, Minnesota.

Interstate 55 interchange, MO.—The conference agreement provides \$500,000 for work to proceed for a new interchange on Interstate 55, at the point the Interstate passes over Weber Road and the River Des Peres. The new interchange would allow increased access to the neighborhood of LeMay in St. Louis County and is critical to a local revitalization plan.

Highway damage in northwest Wisconsin.—The conference agreement provides \$500,000 for necessary repairs due to recent disasters, including the flood, wind, and ice storm of April 29, 2001.

FEDERAL-AID HIGHWAYS

(HIGHWAY TRUST FUND)

(RESCISSIONS)

The conference agreement includes rescissions of appropriations and contract authorizations of \$15,918,497 in unobligated balances from completed highway projects in eight previous highway authorization and appropriations acts, instead of \$14,000,000 proposed by the Senate. The House bill contained no similar rescissions.

RELATED AGENCY

UNITED STATES—CANADA RAILROAD COMMISSION

The conference agreement includes \$2,000,000, proposed by the Senate, for a joint U.S.-Canada commission to study the feasibility of connecting the rail system in Alaska to the North American continental rail system. Funds are made available until expended. The agreement specifies that the funds are to be provided directly to the commission, rather than to the Alaska Railroad as proposed by the Senate. The House bill contained no similar appropriation.

GENERAL PROVISIONS—THIS CHAPTER

The conference agreement includes a provision, proposed by the Senate, making fiscal year 1999 and 2000 funds for Northern New Mexico bus and bus facilities projects also available for State of New Mexico buses and bus-related facilities. The House bill contained no similar provision.

The conference agreement deletes a provision proposed by the Senate which would have made airport development projects in two locations eligible for grants under the Airport Improvement Program by waiving the requirement that such airports be included in FAA's National Plan of Integrated Airport Systems (NPIAS). The House bill contained no similar provision.

The conference agreement does not include provisions proposed by the Senate which would have prohibited reallocation of funds for the Morgantown, West Virginia fixed guideway modernization project or the Tuscaloosa, Alabama intermodal center. Instead, the conferees direct the Federal Transit Administration not to reallocate funds provided in the fiscal year 1999 Department of Transportation and Related Agencies Appropriations Act (P.L. 105-277) for the Tuscaloosa, Alabama intermodal center and the Morgantown, West Virginia fixed guideway modernization project. Funds are extended only for one additional year, absent further congressional direction. The House bill contained no similar provision.

CHAPTER 10

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

The conferees agree to provide \$59,956,000 to reimburse any agency of the Department of the Treasury or other Federal agency for costs associated with providing operational and perimeter security at the 2002 Winter Olympics, as proposed by the Senate. The conferees expect that this funding will be provided to the following agencies, as shown in the following table. Adjustments to this funding may be made subject to the standard reprogramming and transfer guidelines:

<i>Agency / Department</i>	<i>Recommendation</i>
Department of the Treasury:	
Bureau of Alcohol, Tobacco and Firearms, Salaries and Expenses	\$10,523,000
U.S. Customs Service, Salaries and Expenses	13,813,000
U.S. Customs Service, Operations and Maintenance, Air and Marine Interdiction	4,931,000
United States Secret Service, Salaries and Expenses	19,530,000
Financial Crimes Enforcement Network, Salaries and Expenses	58,000
Internal Revenue Service, Tax Law Enforcement	2,729,000
Treasury Office of Enforcement	40,000
Treasury Inspector General for Tax Administration	334,000
Department of Agriculture: U.S. Forest Service	1,300,000
Department of Interior:	
National Park Service	1,300,000
U.S. Bureau of Land Management	312,000
U.S. Fish and Wildlife Service	195,000
Department of Justice	4,891,000
Total	59,956,000

FINANCIAL MANAGEMENT SERVICE

SALARIES AND EXPENSES

The conferees agree to provide \$49,576,000 for the Financial Management Service, the same amount as proposed by both the House and the Senate. The conferees direct the Financial Management Service to provide a detailed report on the expenditures made pursuant to this appropriation 120 days after the enactment of this Act.

INTERNAL REVENUE SERVICE

PROCESSING, ASSISTANCE AND MANAGEMENT

The conferees agree to provide \$66,200,000 for the Internal Revenue Service, the same amount as proposed by both the House and the Senate. The conferees direct the Internal Revenue Service to provide a detailed report on the expenditures made pursuant to this appropriation 120 days after the enactment of this Act.

INDEPENDENT AGENCIES

MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION

FEDERAL PAYMENT TO MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION

The conferees agree to include a provision, modified from the Senate position, for the Federal Payment to Morris K. Udall Scholarship and excellence in National Environmental Policy Foundation account to permit the transfer of up to \$1,000,000 for necessary expenses incurred pursuant to section 6(7) of the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Policy Act of 1992 (20 U.S.C. 5604(7)). The House had no similar provision.

GENERAL PROVISIONS THIS CHAPTER

Section 21001. The conferees agree to include a provision for designating a building as the Paul Coverdell Building as proposed by the Senate. The House had no similar provision.

Section 21002. The conferees agree to include a provision rescinding \$18,000,000 in funds previously made available to the Internal Revenue Service, Processing Assistance and Management, Tax Law Enforcement, and the Earned Income Tax Credit Compliance Initiative.

CHAPTER 11

DEPARTMENT OF VETERANS AFFAIRS

VETERANS BENEFITS ADMINISTRATION

COMPENSATION AND PENSIONS

The conferees recommend an additional \$589,413,000 for compensation and pension payments to eligible veterans. Supplemental

funds are needed in fiscal year 2001 in order to meet cost of living adjustments and program enhancements and benefits contained in legislation enacted after passage of the fiscal year 2001 appropriations bill, but the conferees do not identify specific funding levels for each benefit or authorization.

READJUSTMENT BENEFITS

The conferees recommend an additional \$347,000,000 to meet Montgomery GI Bill benefit enhancements contained in legislation enacted after passage of the fiscal year 2001 appropriations bill.

VETERANS HEALTH ADMINISTRATION

MEDICAL AND PROSTHETIC RESEARCH

The conferees included House bill language increasing the current fiscal year 2001 travel limitation from \$2,500,000 to \$3,500,000. The Senate did not include bill language.

DEPARTMENTAL ADMINISTRATION

GENERAL OPERATING EXPENSES

The conferees recommend bill language proposed by the Senate allowing not more than \$19,000,000 to be transferred from the Medical Care account to General Operating Expenses by September 30, 2001, for the administrative expenses of processing claims. The House did not include a time limitation for the fund transfer. The new fiscal year 2001 GOE travel limitation remains at \$17,500,000.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

PUBLIC AND INDIAN HOUSING

HOUSING CERTIFICATE FUND

(RESCISSION)

The conference agreement includes a rescission of \$114,300,000 from amounts made available to the Department as proposed in the House bill, with a technical change in the language. The Senate bill did not address this matter.

NATIVE AMERICAN HOUSING BLOCK GRANTS

The conference agreement includes language authorizing \$5,000,000 from within available funds under this heading appropriated in fiscal year 2001 and prior years to be used to address mold problems on the Turtle Mountain Indian Reservation. The Senate bill included an additional appropriation to the Tribe, subject to submission of a plan. Language is also included as proposed in the Senate bill requiring the Federal Emergency Management Agency to provide technical assistance to the Tribe. The House bill did not address this matter.

COMMUNITY PLANNING AND DEVELOPMENT
COMMUNITY DEVELOPMENT FUND
(INCLUDING RESCISSION)

The conference agreement includes language as proposed in the Senate bill making a technical change to extend the availability of funds appropriated under this account in Public Law 106–377. The House bill included similar language as a general provision.

Language is included clarifying Congressional intent with respect to appropriations made to improve cyber-districts in Massachusetts and for wastewater and combined sewer overflow infrastructure improvements in Massachusetts, as recommended in the House bill; and for appropriations made for Rio Arriba County, New Mexico, as recommended in the Senate bill. The conferees have amended language as proposed by the House which clarifies the intent of Congress with respect to a grant made for construction at a New Jersey university center and with respect to a grant made to the City of Syracuse, New York.

HOUSING PROGRAMS

MANUFACTURED HOUSING FEES TRUST FUND

The conference agreement does not include language proposed in the House bill authorizing the expenditure of fees available in the fund. The conferees understand that separate legislation has been enacted to allow for the expenditure of these fees in fiscal year 2001. The Senate bill did not address this matter.

FEDERAL HOUSING ADMINISTRATION

FHA—MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

(TRANSFER OF FUNDS)

The conference agreement includes language authorizing the Department to use \$8,000,000 from within existing fiscal year 2001 appropriations for FHA administrative expenses and HUD salaries and expenses to pay the obligation and accrued interest resulting from a probable fiscal year 2000 violation of the Anti-Deficiency Act, as proposed in both the House and Senate bills.

FHA—GENERAL AND SPECIAL RISK INSURANCE

The conference agreement does not include an additional appropriation for this account as proposed in the House bill. Language is not included to remove certain requirements on supplemental funds provided for this account in fiscal year 2000 as proposed in the Senate bill.

INDEPENDENT AGENCIES

DEPARTMENT OF DEFENSE—CIVIL

CEMETERIAL EXPENSES, ARMY

SALARIES AND EXPENSES

The conferees have amended the language included in the House bill providing \$243,059 to pay the Cemetery's disputed water bill with the District of Columbia. Instead, the conferees have included a provision directing the Department of Defense to pay the disputed water bill in excess of the amount already paid by the Cemetery, and reimburse the Cemetery for any draw-down on funds made by the Treasury in excess of the Cemetery's current payment.

ENVIRONMENTAL PROTECTION AGENCY

ENVIRONMENTAL PROGRAMS AND MANAGEMENT

The conferees have amended language proposed by the House which clarifies the intent of Congress with respect to grants made for work in Cortland County, New York and Central New York watersheds. The language further clarifies the intent of Congress with respect to a grant made in Public Law 106-377 to the Salt Lake Organizing Committee for environmental work related to the 2002 Winter Olympic Games.

STATE AND TRIBAL ASSISTANCE GRANTS

The conferees have included language proposed by the House and the Senate clarifying the intent of Congress with respect to a grant made to the City of Beloit, Wisconsin. The conferees have similarly included language proposed by the House which clarifies the intent of Congress with respect to grants made to Hartselle Utilities in Alabama and to the Southwest Florida Water Management District, and which correctly states the dollar amount provided in fiscal year 2001 for grants under this heading.

The conferees have amended language proposed by the House which clarifies the intent of Congress with respect to grants made to the Limestone County Water and Sewer Authority in Alabama, and to the City of Clinton, Tennessee.

FEDERAL EMERGENCY MANAGEMENT AGENCY

DISASTER RELIEF

The conferees agree to make no changes to the FEMA Disaster Relief account for fiscal year 2001. The House had proposed a rescission of \$389,200,000 and the Senate had proposed an increase of \$1,000,000 for this account. The conferees agree that recent significant natural disasters, including tropical storm Allison, have severely depleted funds previously provided for disaster relief. The conferees note that the status of the disaster relief fund today is quite different from the status at the time the House originally proposed its rescission. At that time over \$2,000,000,000 was available, but today only about \$800,000,000 is available. With signifi-

cant costs yet to be covered, it is clear that rescinding funds from this account is not any longer possible. Likewise, it is not clear that an eminent need exists for additional funding and the conferees have agreed to provide no additional funding in fiscal year 2001.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

HUMAN SPACE FLIGHT

The conferees have agreed to changes in language enacted as part of Public Law 106-74 (the Fiscal Year 2000 VA-HUD-Independent Agencies Appropriations Act) as proposed by the Senate instead of the changes proposed by the House. The final proviso under this heading in Public Law 106-74 restricts the use of \$40,000,000 to the shuttle research mission, commonly referred to as the R-2 mission, to occur after the STS-107 shuttle research mission. Subsequent events have increased the cost of STS-107 and significantly delayed any future research mission, resulting in a need to modify the original proviso prior to the funds expiring on September 30, 2001. The House had proposed deletion of the final proviso under this heading in Public Law 106-74, thus allowing the funds to be used for other purposes. The House provision also included language restricting a portion of the funds to research associated with the International Space Station. The Senate proposed to modify the proviso to allow the funds to be used for purposes other than originally intended and does not include any reference to the International Space Station research.

The conferees agree that the original direction included in the proviso is no longer valid. The conferees agree that \$32,000,000-35,000,000 of the funds provided in the original proviso remain available. The conferees agree that \$17,000,000 of the funds shall be to cover cost increases associated with the STS-107 mission which have already been incurred and the funding can be legitimately expended prior to September 30, 2001. The mission's costs have increased because its launch has been delayed due to the need for extensive repairs to the shuttle Columbia's wiring and schedule changes associated with the Hubble servicing mission. The remaining funds shall be used prior to September 30, 2001 for any projects or activities NASA deems to be in legitimate need of funding. The conferees further agree that NASA is to take all necessary action to ensure that the STS-107 research mission is accomplished and contractual obligations are met during fiscal years 2001 and 2002. NASA is directed to provide the Committees on Appropriations a full accounting of the use of the fiscal year 2000 funding and the subsequent fiscal year accounting adjustments to reflect full funding of the STS-107 mission prior to its launch currently scheduled for May 2002.

The conferees understand work is already underway and international partners are involved in research scheduled for R2 and therefore expect NASA to continue to pursue options for carrying out this life and microgravity research as well as work to increase research funding and flight opportunities during ISS assembly.

GENERAL PROVISION

The conference agreement does not include section 2901, recommended in the House bill, as this matter has been addressed under the Community development fund account as recommended in the Senate bill.

TITLE III

GENERAL PROVISIONS—THIS ACT

The conference agreement includes a provision as proposed by both the House and Senate that limits the availability of funds provided in this Act.

The conference agreement deletes a provision proposed by the House relating to the Buy American Act. The Senate bill contained no similar provision.

The conference agreement includes an appropriation of \$1,700,000 for the United States-China Security Review Commission, as proposed by the Senate. The House bill contained no similar provision.

CONFERENCE TOTAL—WITH COMPARISONS

The total new budget (obligational) authority for the fiscal year 2001 recommended by the Committee of Conference, with comparisons to the fiscal year 2001 budget estimates, and the House and Senate bills for 2001 follow:

[In thousands of dollars]

Budget estimates of new (obligational) authority, fiscal year 2001	\$7,480,187
House bill, fiscal year 2001	7,481,283
Senate bill, fiscal year 2001	7,479,980
Conference agreement, fiscal year 2001	7,480,186
Conference agreement compared with:	
Budget estimates of new (obligational) authority, fiscal year 2001	- 1
House bill, fiscal year 2001	- 1,097
Senate bill, fiscal year 2001	+206

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